This is a reproduction of a library book that was digitized by Google as part of an ongoing effort to preserve the information in books and make it universally accessible.

Google™ books

https://books.google.com

352.0755
Al2or
1827

Digitized by Google

THE UNIVERSITY
OF ILLINOIS
LIBRARY
352.0755
Al2or
1827
MUNICIPAL
REFERENCE
REMOTE STORAGE
BOOKSTACKS OFFICE

Digitized by Google

Digitized by Google

REMOTE STORAGE

BOOKSTACKS OFFICE

CHARTER

OF THE

TOWN OF ALEXANDRIA,

WITH

THE REVISED CODE OF LAWS

OF THE

CORPORATION OF SAID TOWN.

Digitized by Google

Digitized by Google

AN ACT

TO AMEND THE

CHARTER OF ALEXANDRIA,

PASSED BY THE

CONGRESS OF THE UNITED STATES,

ON THE

TWENTY-FIFTH DAY OF FEBRUARY, EIGHTEEN HUNDRED AND FOUR.

PRINTED BY ORDER OF THE COMMON COUNCIL.

ALEXANDRIA, D. C.
ROUNSAVELL AND PITTMAN, PRINTERS.
1821.

Digitized by Google

Digitized by Google

352.0755
Al2or
1827

AN ACT, &c.

BE it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the town of Alexandria shall be, and is hereby divided into two districts, by a line running east and west, at an equal distance between King and Prince streets, beginning at the river Potomac, and extending to the western boundary of said town; and all that part of the town which is situate north of the said dividing line, shall be called the northern district; and all that part of the town which is situate south of the said dividing line, shall be called the southern district of the town of Alexandria; and where any house or lot shall be situate partly in each district, it shall be considered as lying in that district where the greater part of said house or lot is situate, and shall be assessed accordingly. Each of the districts aforesaid, shall be divided into two electoral wards, by a line passing from north to south through the middle of Pitt street, to be called the first, second, third, and fourth ward. None of the taxes on the valuation of real property which shall hereafter be collected in the northern district, shall be expended in the regulating, or filling up, or paving, or repairing of the streets, or sinking of wells, or building of bridges, in the southern district; nor shall the taxes on the valuation of real property which shall hereafter be collected in the southern district, be expended in the regulating, or filling up, or paving, or repairing the streets, or sinking of wells, or

Divided into two districts.

Into wards.

389303

Political Science Research Mum Doesn 80 No. 17 Statute Law Pam Co

Digitized by Google

building of bridges in the northern district. But all moneys to be expended upon the aforesaid improvements in either district, shall be raised by an assessment on the valuation of real property in each district respectively, at the times and in the manner the said common council shall order and direct. It shall be the duty of the assessors and other public officers to keep the accompts of each district separate and distinct in regard to the assessments for the aforesaid local purposes; and all other taxes which are now, or shall hereafter be, assessed or levied, upon the valuation of real property, or other subjects, together with the fines and also the rents, issuing from the property belonging to the corporation and all their other resources, shall constitute a general fund, to be appropriated as the common council shall direct.

Taxes on real property to be expended in that district from which they are raised.

General fund.

SEC. 2. *Be it further enacted*, That every free white male citizen, of full age, who shall be bona fide seized of a freehold estate in the town of Alexandria, or who shall have resided in the town aforesaid for the space of one year, and have been a house keeper therein for the space of three months next preceding the day of the election, and who shall have been within that time charged with any tax upon the public books, and shall have paid such tax, shall be qualified to vote for members to serve in the common council of the said town; and no other person shall exercise the right of suffrage. And the persons qualified as aforesaid to vote, shall meet at some convenient place in the ward in which they respectively reside, and elect by ballot four persons for the representatives of such ward in the common council, out of the free white male citizens who shall have arrived to the age of twenty-one years, and shall have resided in the town of Alexandria three years, and in the ward for which he shall be elected, for the space of three months immediately preceding the election, and shall moreover be seized of an estate of freehold in

Qualification of votes.

Election how made.

Digitized by Google

the said ward, and be a housekeeper therein. And that the said election shall be held on the first Tuesday of March, in every year, by three commissioners, to be appointed in each ward for that purpose by the mayor and commonalty for the ensuing election, and afterwards by the common council, which appointment shall be at least ten days before the day of each election, except in regard to the first election to be held under this act. The election for the ensuing year, shall be held at such place in each ward as shall be fixed on by the mayor and commonalty, and thereafter shall be held at such place as shall be appointed by the common council, of which public notice shall be given.

Commissioners of election appointed.

SEC. 3. *Be it further enacted*, That the members of the common council, elected as aforesaid, or any twelve of them, shall within seven days after their election, in each year, assemble themselves at the court-house, or any other place which shall be hereafter fixed for their meeting, and shall choose one of their body to be president of the said common council, to whom shall be administered, by any justice of the peace in the county of Alexandria, an oath or affirmation for the faithful discharge of the duties of his office; whereupon the president of the said common council shall administer the oath of office to the other members of the said council, and shall have while the council is in session, the same power which is at present exercised by the mayor upon the like occasion; and he shall convene the council whenever in the opinion of four of the members expressed to him in writing, or whenever in his opinion, the good of the town may require it: and the authority of the said common council shall continue one year from the day of their election, and until others are chosen and qualified in their stead, and no longer. That the common council so elected, and those thereafter to be elected, and their successors, shall be and hereby are made a body politic and corpo-

The members of the common council, how to assemble and proceed.

President elected and sworn.

Members sworn.

Council, how convened.

Continuance of their authority.

Digitized by Google

Made a body corporate.

rate, by the name of the Common Council of Alexandria; and by the said name shall have perpetual succession, with capacity to purchase, possess, and enjoy, lands and tenements, and goods and chattels, either in fee or lesser estate therein, and the same to give, grant, let, sell, assign or transfer; and to plead and be impleaded, prosecute and defend all causes, complaints, actions, real, personal or mixed, and to have one common seal, and perpetual succession. And all the estate, rights, and credits, now vested in the mayor and commonalty of the town of Alexandria, shall be vested in the said common council when elected, and may be recovered in their name for the use of the said town; and in like manner all claims and demands against the mayor and commonalty of Alexandria prior to the operation of the present act, may be prosecuted and recovered against the aforesaid common council, and process served upon the president of the common council shall be deemed sufficient.

On whom process to be served.

Extent of their jurisdiction.

SEC. 4. *Be it further enacted*, That the jurisdiction of the said common council shall extend to the limits heretofore prescribed by law, and exercised by the mayor and commonalty. The concurrence of a majority of the whole number of members elected into the common council, shall be necessary for the passing of any law, order, or resolution, or for repealing, altering, or revoking the same.

A majority to pass a law.

Their power and authority.

SEC. 5. *Be it further enacted*, That the said common council shall have power to erect and repair work houses, houses of correction, and other public buildings, for the benefit of the said town; to pave, make and repair the streets and highways; to make all laws which they shall conceive requisite for the preservation of the health of the inhabitants, and for the regulation of the morals and police of the said town, and to enforce the observance of their said laws, by reasonable penalties

Digitized by Google

and forfeitures, to be levied upon the goods and chattels of the offender; and they shall have power to raise money by taxes for the use and benefit of the said town. *Provided*, That such laws shall not be repugnant to, or inconsistent with, the laws and constitution of the United States. The said common council shall, whenever they deem it proper, have power to open, extend, regulate, pave, and improve the streets, within the limits of the said town. *Provided*, They make to the person or persons who may be injured by such extension, just and adequate compensation out of the funds of the corporation, to be ascertained by the verdict of an impartial jury, in like manner as has been usual in other cases, where private property has been condemned for public use. They shall have power to hold and keep within the said town, market days in every week, and from time to time to appoint a clerk of the market, who shall do and perform all things belonging to the office of clerk of the market, within the said town, according to the rules and regulations which they shall prescribe. They shall have power to pass all laws, not inconsistent with the laws of the United States, which they may conceive requisite for the prevention and removal of nuisances, and to appoint a superintendent of police, commissioners, and surveyors of the streets, constables, collectors of the taxes, and all other officers who may be deemed necessary for the execution of their laws, who shall be paid for their services a reasonable compensation, and whose duties and powers shall be prescribed in such manner as the common council shall deem fit, for carrying into execution the powers hereby granted.

Exercised consistent with the laws and constitution of the U. States.

Appointment of officers.

Prescribing their duties.

Sec. 6. *Be it further enacted*, That the jurisdiction of the said common council shall extend over the harbor of Alexandria, and over vessels of every description which may arrive and be in the harbor or be at anchor in any part of the river Potomac, below Pearson's island, and within the

Extension of jurisdiction to harbors and river.

Digitized by Google

district of Columbia, for the purpose of preventing and removing all nuisances, and such other subjects or things being on board any such vessel, as may be prejudicial to the health of the town, and for no other purpose. And also, their jurisdiction shall extend over the house lately built in the vicinity of the town, for the accommodation of the poor and others, and over the ten acres of ground thereto belonging, and over all persons who may be sent or placed there by the consent or authority of the common council, and on their way to and from the same, until they be regularly discharged :— *Provided*, That paupers and other persons shall not be considered as having thereby gained a residence in the county, so as to become chargeable thereto.

To the poor house and lot.

SEC. 7. *Be it further enacted*, That the common council shall, annually, at their first meeting, after their own election and qualification, choose by ballot, a fit and able man, having the qualifications hereinafter directed, to be mayor of the town, which choice shall be made by a majority of the whole number of members of the said common council, unless the whole number of members be equally divided between two persons, in which case one of those two persons shall be immediately, by the vote of the president of the council, elected. The mayor shall hold his office for one year, from the time of his election, and until a successor is chosen and qualified in his stead. At the expiration of which period he may be re-elected for two years thereafter in succession, and no longer, until he shall have been out of office for one year. He shall, before he enters upon the duties of his office, take an oath or affirmation in the presence of the council, faithfully to execute his said office, which shall be recorded in their book of proceedings. He shall see that the laws of the corporation be duly executed, and shall report the negligence or misconduct of any officer to the common council, who,

Shall appoint a mayor.

How appointed.

Time of service.

Oath of office.

His duties.

Digitized by Google

on satisfactory proof thereof, may remove from office the said delinquent or take such other measures thereupon as shall be just and lawful. He shall have power to convene the common council, when, in his opinion, the good of the community may require it; and he shall lay before the council from time to time, in writing, such alterations in the laws of the corporation as he shall deem necessary or proper. He shall have and exercise all the powers of a justice of the peace within the said town, and shall receive for his services, annually, a just and reasonable compensation, to be allowed and fixed by the common council, which shall not be increased or diminished during the period for which he shall have been elected. Any person shall be eligible to the office of mayor, who is a white male citizen of the United States, who shall have attained to the age of thirty years, and who shall be the bona fide owner of a freehold estate in the said town, and shall have been a resident in the town of Alexandria five years immediately preceding his election; and no other person shall be eligible to the said office. His qualification.

Sec. 8. *Be it further enacted*, That in case of the refusal of any person to accept the office of mayor upon his election thereto, or of his death, resignation, inability, or removal, the common council shall elect another in his place to serve the remainder of the year. The common council shall have power to supply vacancies in their own body by causing elections to be made in manner herein before directed out of the citizens qualified to fill the said office in the ward in which such vacancy shall have happened; and may in the absence of the president, elect a president pro tempore. In case of the temporary inability or absence of the mayor, the president of the common council shall perform all the duties of the mayor that may be required to be performed during his absence or inability; and in case of vacancy in the said office, he shall perform To appoint another in his place in certain cases. To supply vacancies in their own body. The president in certain cases to act as mayor.

Digitized by Google

the duties thereof until a new election shall be made.

How the laws are to be signed by the president and mayor.

Sec. 9. *Be it further enacted*, That the acts of the common council shall be signed by the president of the common council and shall be presented to the mayor for his approbation, who, if he objects thereto, shall within three days after it shall be presented to him for his assent, return it to the common council with his objections in writing, and if a majority of the whole council shall be of opinion that the law ought to be passed, it shall, notwithstanding the objections of the mayor, become a law, and he shall sign the same: but if the mayor shall not return his objections to the same within three days to the said council, it shall become a law, and shall be signed by him. The clerk of the council shall record in a book to be kept by him for that purpose, all the laws, orders, and resolutions which shall be passed as aforesaid, and deliver a copy of them to the public printer, to be printed for the information of the people.

Laws, &c. to be recorded and published.

Commissioners of election to be sworn.

Their oath.

Sec. 10. *Be it further enacted*, That the commissioners to superintend the election in each ward, shall, before they receive any vote, takesevelally the following oath or affirmation, to be administered by the mayor or any justice of the peace: "I, A. B. do solemnly swear, or affirm, (as the case may be) that I will truly and faithfully receive and return the votes of such persons as are, by law, entitled to vote for members of council in ward, No. ——; and that I will not knowingly receive or return the vote of any who is not legally entitled to the same: So help me God." The said election shall be closed on the day it is begun, and the poll shall be kept open until sun-set, and no longer. The said commissioners in each ward, or a majority of them, shall, on the next day after the election, make a list of all the votes received at said election; and the four persons having the greatest number of votes, shall be duly elected; and in all

Digitized by Google

cases of an equality of votes, the commissioners shall decide, and shall make a return of the persons so elected, under their hands and seals, to the mayor, who shall cause the same to be published in the newspapers of the town. The said commissioners shall also send a duplicate return, under their hands and seals, of the persons elected, to the clerk of the common council, who shall preserve and record the same: the said common council shall judge of the legality of the election of any person who shall be returned as a member thereof, and shall have full power to pass all laws to enable them to come to a just decison upon a contested election. They shall have power to compel the attendance of the members of the council by reasonable penalties, and to pass all laws for the orderly and regular conduct of business. They may punish any member for disorderly behaviour, and with consent of three fourths of the whole council, expel a member.

To decide in case of equal votes and make return.

The common council judge of the election

Authority over their members.

Sec. 11. *Be it further enacted*, That whenever taxes upon real property, or other claims charged upon real property within the town, shall be due, and owing to the common council, and the proprietor shall fail to discharge the same, the said common council, after giving the party reasonable notice when he resides in the town; sixty days notice when he resides out of the town and in the United States, and after six months publication in the newspapers when he resides out of the United States, shall be empowered to recover the said taxes, or debts, by motion in the court of Alexandria county: And provided it shall appear to the satisfaction of the court, that such taxes or claims are justly due, judgment shall be granted, and an execution shall issue thereupon, with the costs of suit, against the goods and chattels of the defaulter, if any can be found within the town; if not, that the whole property upon which the tax or claim is due, shall by order of the court be leased out at public

In case of taxes and charges on real property being due, how to be recovered.

Where the party resides in town and U. States.

When out of the United States.

Digitized by Google

auction for the shortest term of years that may be offered, on condition that the lessee pay the arrearages, and also the future tax accruing during the term, and be at liberty to remove all his improvements at the expiration of the lease: *Provided, always*, That the common council may prosecute any other remedy, by action, for the recovery of the said taxes and claims which is now possessed or allowed.

Repealing clause.

Proviso.

SEC. 12. *And be it further enacted*, That so much of any act or acts of the general assembly of Virginia, as comes within the purview of this act, shall be and the same is hereby repealed. *Provided*, That nothing herein contained shall be construed to impair or destroy any right or remedy which the mayor and commonalty of Alexandria now possess or enjoy, to, or concerning any debts, claims, or demands against any person or persons whatsoever, or to repeal any of the laws and ordinances of the mayor and commonalty of the said town now in force, which are not inconsistent with this act.

Digitized by Google

Digitized by Google

Digitized by Google

AN ACT

Further to amend the Charter of the Town of Alexandria.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That tenements and lots of ground within the town of Alexandria, on which taxes, assessments, or charges, remain due and unpaid, to the Common Council of the said town, for the space of two years, or shall hereafter remain due and unpaid, for that space of time, or so much of said lots as may be necessary, may be sold at public auction, for the payment of the taxes, assessments, or charges, which are, or shall be due thereon, with the expenses attending the sale. *Provided*, That before any such sale be made, an affidavit of the Collector of the District or Ward, in which such lots lie, stating that no goods or chattels of the person or persons, charged with the payment of such taxes, assessments, or charges, sufficient to satisfy the same, can be found within the Corporation, shall be lodged with the Clerk of the Common Council: *And provided*, That public notice of the time and place of such sale shall be given, by advertising in some newspaper published in the town of Alexandria, for at least six months, where the property is assessed to persons residing out of the United States; three months, where the property is assessed to persons residing within the United States, but without the District of Columbia; and six weeks, when the property is assessed to persons residing within the District of Columbia; in which notice shall be stated the street or streets on which such lots lie; the

Digitized by Google

streets by which the square in which they lie is bounded; the name of the person or persons to whom they have been last assessed, on the books of the Assessors, and the amount of the taxes, assessments, or charges, due thereon: *And provided, further,* That the purchaser or purchasers shall not be obliged to pay, at the time of such sale, more than the taxes, assessments, or charges due, and the expenses of sale; and that, if, within two years from the day of sale, the proprietor or proprietors of such lot, his, her, or their heirs, representatives, or agents, shall repay to such purchaser, or to the mayor, the money paid for such taxes, assessments, or charges and expenses, as aforesaid, with ten per centum per annum, as interest thereon, or make a tender of the same, he or she shall be reinstated in his, her, or their original title; but if no such tender be made, within two years next after such sale, then the purchaser shall pay the balance of the purchase money of such lot or lots, into the Treasury of the Common Council, where it shall remain, subject to the order of the proprietor, or proprietors, or his or their legal representatives; and the purchaser, on the payment of the whole amount of the purchase money, shall receive a title to the said lot or lots, in fee simple, from the Mayor, under his hand, and the seal of his office, which shall be deemed good and valid in law and equity.

Sec. 2. *And be it further enacted,* That the Common Council of Alexandria shall have power to provide for the establishment, maintenance, and superintendence of public schools, and for the registering of births, marriages, and deaths, and shall have power to preserve the navigation of the Potomac river, within their jurisdiction; to erect, repair, and regulate public wharves, deepen docks and basins, and to limit the extent of private wharves, into the harbor; to authorize, with the approbation of the President of the United States, the drawing of lotteries, for effecting any important improvement in and to the town, which the ordinary funds and revenue thereof will not accomplish; to restrain and prohibit the drawing of other

Digitized by Google

lotteries, the keeping of tippling houses, and all kinds of gaming; to provide for the licensing, taxing, and regulating auctions, theatrical, and public shows and amusements, and venders of lottery tickets; to appoint gaugers of casks, inspectors of domestic spirits, measurers and inspectors of wood, lumber, and bark, grain, coal, beef, pork, fish, butter and lard; weighers of hay, fodder, and straw; and to regulate, by law, the inspection, measurement, and weighing of the articles aforesaid; to regulate party and other walls and fences, and to determine by whom they shall be kept in repair; to direct in what part of the town buildings of wood shall not be erected, and to regulate the size of bricks to be made or used; and shall have power to restrain and prohibit the nightly, and other disorderly meetings of slaves, free negroes, or mulattoes, and to punish such slaves by whipping, not exceeding forty stripes, or at the option of the owner of such slaves, by fine, or confinement to labor, not exceeding three months, for every one offence; and to punish such free negroes and mulattoes, for such offences, by fixed penalties, not exceeding twenty dollars for one offence; and in case of the failure of such free negro or mulatto to pay and satisfy such penalty and costs, to cause such free negro or mulatto to be confined to labor, for any time not exceeding six months, for any one offence; to cause and provide for the removal of all such paupers, vagrants, and other persons, as may not be legally entitled to residence within the said corporation; to punish, by fine or penalty, any minor or apprentice, guilty of any breach of any law of the corporation, and unless such fine or penalty, with the costs of prosecution, be paid by the parent, guardian, or master of such minor or apprentice, by confinement to labor for a limited time, not exceeding three months, for any one offence.

Sec. 3. *And be it further enacted*, That the said Common Council shall have power to subscribe to the stock of the turnpike road, which is authorized to be made by an act of the General Assembly of Virginia,

Digitized by Google

passed the fourteenth day of February, one thousand eight hundred and eighteen, entitled "An act incorporating a company to establish a turnpike road from Wiley's Tavern, in the county of Fairfax, to a point of intersection on the Little River Turnpike Road, or on the line of the District of Columbia," and to any turnpike road, or other public improvement, which has been, or may be, authorised by any act of Congress, leading to the town of Alexandria; and the said Common Council may lay any tax on the property in the said town, to promote any public improvement for the benefit of the said town, when, in the opinion of the said Common Council, it may be expedient, which said taxes may be collected as all other taxes are, or may be directed to be collected.

SEC. 4. *And be it further enacted*, That so much of an act passed the twenty-sixth of May, eighteen hundred and twenty-four, entitled "An act supplementary to the act to incorporate the inhabitants of the City of Washington, passed the fifteenth of May, one thousand eight hundred and twenty, and for other purposes," as relates to the town of Alexandria, be, and the same is hereby repealed.

JOHN W. TAYLOR,
Speaker of the House of Representatives.
JOHN C. CALHOUN,
Vice President of the U. States and President of the Senate.

Approved, 13*th May*, 1826.
JOHN QUINCY ADAMS.

Digitized by Google

LAWS

OF THE

CORPORATION OF ALEXANDRIA,

AS REVISED AND PASSED

ON THE TWENTIETH OF JANUARY, EIGHTEEN HUNDRED AND TWENTY-ONE.

ALEXANDRIA, D. C.

PRINTED BY ROUNSAVELL AND PITTMAN.

1821.

Digitized by Google

Digitized by Google

LAWS

OF THE

CORPORATION OF ALEXANDRIA.

AN ACT making provision for the debt of the Corporation of Alexandria.

WHEREAS, justice and the support of the credit of the town of Alexandria requires that provision should be made for fulfilling the engagements of the corporation in, respect to the public debt, and for funding the same upon equal and satisfactory terms :—

SEC. 1. *Be it therefore enacted, by the Common Council of Alexandria,* That the mayor, the president of the common council, and the auditor, are hereby appointed commissioners, and authorised to issue certificates of stock not exceeding fifty thousand dollars in amount, sealed with the seal of the corporation, bearing interest at the rate of six per centum per annum, payable semi-annually; each certificate to be numbered, made payable to order, and assignable by endorsement, and shall be signed by the mayor and president of the common council, and countersigned by the auditor, and be of the following descriptions and none other: *viz.* Fifty and one hundred dollars each.

SEC. 2. *And be it further enacted,* That the rent roll of the corporation is hereby set apart for the punctual payment of the interest on said certificates of stock on the day or days they may fall due, and that the whole of the real estate be, and it is hereby, bound for the redemption of the principal sum issued under this act.

Digitized by Google

1819. SEC. 3. *And be it further enacted*, That the certificates of stock issued under this act shall be redeemed on, or before, the first day of May, eighteen hundred and twenty-nine, at the pleasure of the common council.

SEC. 4. *And be it further enacted*, That the commissioners appointed under this act shall have power to dispose of and sell, at a rate not less than par, the whole or any part of the said stock created, after advertising for proposals in the public newspapers; and, when sold, the amount shall, by them, be appropriated to the payment of the debts due the treasurer, the banks of Alexandria and Potomac, and the redemption of the due-bills of the corporation, and for no other purposes.

SEC. 5. *And be it further enacted*, That it shall be the duty of the auditor to have printed forms of certificates which are to be issued under this act, which shall be bound in a book, having a margin containing the numbers, date, and the name of the person to whom issued.

SEC. 6. *And be it further enacted*, That all surplus money, arising from the rent roll, after paying interest on the certificates of stock, together with any moneys unappropriated in the treasury at the close of the year, shall constitute a sinking fund for the gradual redemption of the said stock, and shall be placed in the hands of the mayor, the president of the common council, and the auditor, who are appointed commissioners for that purpose.

SEC. 7. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twenty-second day of March, eighteen hundred and nineteen.

J. H. HOOE,
President of the Common Council.

APPROVED, 24th March, 1819.

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

Digitized by Google

AN ACT respecting the Common Seal of the Corporation of Alexandria. 1821.

SEC. 1. *Be it enacted, by the Common Council of Alexandria*, That the common seal of the corporation of Alexandria shall be the same which has been heretofore used as such, the device whereof is a ship in full sail, with a balance equally poised above the ship, and the words "Alexandria Corporation" in a circle round the device. Corporate seal.

SEC. 2. *And be it further enacted*, That the said seal shall be kept by the mayor of the town, and shall be by him affixed to all the acts of the said common council, to the validity of which the common seal may be necessary, and to all his official certificates; and for every certificate to which the said seal shall be affixed, unless such certificate be made for the use of the common council, he shall receive, from the person at whose request it shall be given, a fee of two dollars for his own benefit. Seal to be kept by the mayor. Fee.

SEC. 3. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT reducing into one and amending the several acts respecting the Clerk of the Common Council, and the Auditor of the Public Accounts.

SEC. 1. *Be it enacted, by the Common Council of Alexandria*, That there shall be appointed annually by the said common council, a clerk of the said common council, who shall hold his office for one year, unless sooner removed by the said common council, and until another shall be appointed in his Clerk to be appointed.

Digitized by Google

1821. place. He shall safely keep and file all the papers,
His duties. books and documents of the common council in some place to be appointed by the common council, and always subject to their controul, and to the inspection of the mayor or any member of the council. He shall record in a book to be furnished by the said common council, and to be kept by him for that purpose, all the laws, orders and resolutions of the said council, within twenty days after the same shall have been passed, under the penalty of five dollars for every neglect so to do; and shall, within the said twenty days, deliver a copy of them to the public printer to be printed for the information of the people, under the like penalty. He shall make out and deliver to any person requiring the same, a copy of any law, order or entry of council, such person paying him therefor at the rate of four cents for every thirty words contained in such copy.

Sec. 2. *And be it further enacted*, That there
Auditor to be appointed. shall also be appointed by the said common council annually, an auditor of public accounts, who shall hold his office for one year, unless sooner removed by the said common council, and until another shall
His duties. be appointed in his place. He shall audit and adjust all accounts against the corporation of Alexandria, and shall certify the same, and all other vouchers for warrants drawn on the treasurer, to the clerk of the said council with the amount due thereon, and on what particular fund chargeable, and shall draw a warrant on the treasurer for the amount thereof, specifying in such warrant the fund on which the same is drawn, and the particular services or materials for which the account was incurred, which warrant shall also be countersigned by the mayor before the same shall be presented to
Duties of the clerk. the treasurer for payment. The said clerk shall retain in his office all accounts on which warrants shall be so drawn, and keep fair and regular accounts in a book or books, to be provided by the corporation,

Digitized by Google

of all warrants drawn on the treasurer, which warrants shall be endorsed and entered in numerical order in such books, under the proper heads, for which appropriations shall from time to time be made by the common council; and he shall also keep regular and distinct accounts for each fund which shall hereafter be appointed; and shall once in three months, or oftener if required, lay before the common council a summary of accounts and warrants drawn, together with the original vouchers on which the same were drawn, for the information of the common council, who shall cause the same to be filed and preserved among the official papers and documents of the corporation. The said clerk shall also post in a book or books, to be by him for that purpose provided, at the expense of the corporation, the returns which shall be made by the assessors within forty-five days after such return shall have been made; and after said returns shall have passed the court of appeals, he shall deliver to the collector or collectors an account against each person assessed, giving credit in such account for such remission or remissions as shall have been made by such court, and taking a receipt from the said collector or collectors for all accounts delivered to him or them for collection. 1821. Duties of the clerk.

Sec. 3. *And be it further enacted*, That the said clerk, and the said auditor, shall each, within ten days after his election, take an oath or affirmation, and give bond to the common council in the sum of three thousand dollars for the faithful execution of the duties of their respective offices, with such security as shall be approved by the mayor, which bonds with a certificate of the oath or affirmation as aforesaid shall be lodged with the president of the common council for safe keeping. *Provided*, That nothing in this act shall prevent the same person from holding both the said offices of clerk of the common council and auditor at the same time, and receiving the emoluments thereof. Oath and bond.

Digitized by Google

1821. And *provided, also*, That no salary shall attach to either of the said offices until such bond and security as aforesaid be given. But if both the said offices shall be holden by one and the same person, one such bond only in the penalty of three thousand dollars with security as aforesaid shall be required.

Laws to be printed.

SEC. 4. *And be it further enacted*, That the said clerk shall cause to be printed, annually, in the form of a pamphlet, upon the most economical terms, all the laws passed in the preceding year by the common council, with all proper marginal notes, and the pages of the succeeding pamphlets shall be continued numerically, so that when they amount to three hundred or more, they may be bound in one volume, to which shall be annexed a title page and an index. And when such pamphlets shall be ready to be delivered, he shall give public notice thereof, and after delivering a copy thereof to the mayor, and to each member of the common council, to the clerk of the circuit court for the county of Alexandria for the use of the court, and to each magistrate in the town of Alexandria, he shall dispose of the residue to purchasers at the original cost. *Provided*, That the annual acts of the corporation for raising revenue, and for appropriating money and for fixing the salaries of the officers of the corporation, and other acts of a more private or temporary nature shall not be printed in the said pamphlets, if they shall have been published in any of the newspapers printed in the town of Alexandria.

SEC. 5. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor

TEST,

I. P. THOMPSON, C. C.

Digitized by Google

AN ACT reducing into one and amending the several acts respecting Streets, Alleys, Pavements, Pumps, and the Superintendent of Police. 1821.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That Fairfax-street shall be continued through the said town in such a manner as to correspond, with the greatest possible exactness, with those squares of that street now paved, and that the streets running north and south be made to correspond and run exactly parallel to it; that King-street be extended so as to correspond exactly with the squares of that street now paved, and that all the streets running east and west be made to correspond and run exactly parallel to the same. Streets running North and South to correspond with Fairfax-street, those running East and West to correspond with King-street.

SEC. 2. Whereas it has been discovered that some of the squares between Royal and Pitt-streets, have been extended too far to the west, and that some of the squares between Prince and Duke-streets, and between Duke and Wolfe-streets have been extended too far to the south—

Be it therefore further enacted, That Pitt-street be extended through the town parallel to Fairfax-street, and corresponding with the west gable of a brick house built by John Dundas, at the intersection of that street and King-street; that Duke-street be extended parallel to King-street three hundred and fifty-six feet eight inches to the southward of Prince-street, and that Wolf-street be in like manner extended three hundred and fifty-four feet three inches to the southward of Duke-street. Pitt-street. Duke-street and Wolf-street how to be extended.

SEC. 3. *And be it further enacted*, For perpetuating and rendering public the said regulations that the superintendent of police, with the assistance of the surveyor, shall, if the same be not already done, fix stones on all unpaved streets, at those points in which the boundary lines of the footways of such streets would, if continued, intersect each other, allowing the footway to be extended twelve feet from the lines of those streets which are sixty-six feet wide, nine feet from the lines of those streets which are fifty feet wide, and eighteen feet from the Superintendent of police to place stones at the intersection of unpaved streets

Digitized by Google

1821. lines of those streets which are one hundred feet wide.

Houses to be built according to the foregoing regulations.

SEC. 4. *And be it further enacted*, That all houses which shall hereafter be erected, shall be made to correspond with the lines of the streets as herein established; and so much of any house which shall hereafter be built on any street, as shall extend beyond the line of the same, shall be taken down by the superintendent of police when thereto required by the common council: *Provided*, That all houses built before the eighth day of April, one thousand seven hundred and ninety-five, which shall extend beyond the lines of the streets on which they are built, shall not be affected thereby, but shall remain undisturbed until such times as the owners may think proper to make any alterations in their situations, which alterations shall be so made as to be conformable to the regulations aforesaid.

No porch to be erected on paved streets, nor steps, &c. to be extended more than 4 feet 3 inches.

SEC. 5. *And be it further enacted*, That no porch shall be erected on any paved street, nor shall any steps or cellar door be extended further on any such street than four feet three inches; and they shall be so constructed as not to impede a free passage. No person shall set up any bulk-window, post, or other impediment, or place any spout or gutter in such a manner as to prevent an easy passage through the streets, lanes or alleys. Whoever shall in any respect offend herein, shall for each offence forfeit and pay five dollars.

Porches and other obstructions to be taken down by the superintendent of police.

SEC. 6. *And be it further enacted*, That the superintendent of police shall take down any porch, steps, cellar door, bulk-window, or other impediment to a free passage which now is, or shall hereafter be set up contrary to the intent and meaning of this act; and shall recover the expense incurred in so doing from the person who shall so have erected the same, in the name of the common council of Alexandria, by warrant or suit. And if there shall hereafter be any porch standing on any street, or

Digitized by Google

any steps or cellar door extending further on the same than four feet three inches at the time such street shall be directed to be paved, the said superintendent shall proceed to remove the same, and to recover the expense in the manner hereinbefore prescribed.

Footways to be washed.

Sec. 7. *And be it further enacted*, That all occupiers of houses situated on paved streets shall clear the footways opposite the property they occupy, and shall moreover wash such footways, every Saturday, from the first day of May to the last day of September, unless prevented by the weather. Any inhabitant who shall not perform the said duties, shall for every neglect forfeit and pay thirty-three cents. No person shall throw or cause to be thrown down from any cart, wagon or other carriage, or in any other manner, any rubbish, litter or dirt on any street, public lane or alley, and suffer the same to remain for more than twenty-four hours, except in such quantities and in such places as may be allowed by the superintendent of police. *Provided*, That any person desirous of depositing on any street materials for building shall apply to the superintendent of police, who shall appoint a proper place, and assign a reasonable space for depositing said materials. Whoever shall offend herein shall forfeit and pay five dollars for each offence, and be subject to the further penalty of one dollar for every day such building materials shall so remain contrary to the provisions hereof.

No rubbish to be thrown in the streets.

In case of building, superintendent of police to be applied to.

Penalty for suffering carriages, &c. to remain in the streets.

Sec. 8. *And be it further enacted*, That if the owner or driver of any wagon, cart, dray or other carriage, shall suffer it to remain more than two hours on any street or public alley, except when in actual use, or if any person whatsoever, shall place or unload, or cause or direct to be placed or unloaded on any street or alley as aforesaid, any fire wood, casks, merchandize, lumber, or obstruction of any kind, except materials for building in the manner

Digitized by Google

1821. by law prescribed, and shall not remove the same within six hours after it shall have been so placed or unloaded on such street or alley, he or she shall forfeit for every offence the sum of two dollars, and shall be subject to the further penalty of two dollars for every hour after the time herein mentioned during which such wagon, cart or dray, or other obstruction shall remain unremoved after he or she shall have been required to remove the same by the superintendent of police.

Penalty.

No sand or dirt to be taken from streets without consent of superintendent of police.

Penalty.

SEC. 9. *And be it further enacted*, That no person shall take any sand or dirt from any of the said streets, lanes or alleys, without the consent of the superintendent of police, who shall apply all sand and dirt for which he shall have no use in raising, repairing and paving the streets, to such other uses as he shall think most conducive to the public benefit: *Provided*, no dirt or sand be removed from one district to another. Every person who shall carry away any sand or dirt contrary to the intent of this act, shall forfeit and pay one dollar for every load so carried away.

No horse or carriage to be taken on the footways.

SEC. 10. *And be it further enacted*, That no person shall ride, lead, or drive any horse, or drive or take any carriage whatever over any of the foot pavements, unless when passing into or from the premises of the owner or occupier thereof, under the penalty of one dollar for every offence; and this section shall be construed to extend to wheelbarrows, hand carts, bread carts and all other carriages of the like kind except those for the use of children.

Penalty for injuries to pumps.

SEC. 11. *And be it further enacted*, That if any person shall wilfully and wantonly, or maliciously remove the cap from any pump, or break or remove the handle thereof, or choak any pump by conveying into it any brick, stone, or other substance, or shall in any manner injure the same, the person so offending shall forfeit and pay for every offence five dollars; and shall, moreover, be liable to the expense incurred in repairing the same, to

Digitized by Google

be recovered by warrant, or by petition or suit in the name of the common council as the case may require; or if the offender be a slave, he or she shall receive such corporal punishment, not exceeding thirty-nine lashes, as the justice before whom he or she shall be convicted shall direct; and if a minor, the fine and expenses shall be paid by his or her parent, guardian, or master, as the case may be. And for the more certain discovery of such offences, a reward of five dollars shall be paid to the person prosecuting to conviction any person who shall transgress herein. 1821.

Paving taxes.

SEC. 12. *And be it further enacted*, That for the purpose of regulating and paving the streets the following taxes shall be levied on the proprietors of ground adjoining those parts of streets which shall hereafter be directed to be paved, which taxes shall be paid once and no more, *that is to say:* on every foot front of ground on a street fifty feet wide one dollar; on every foot front on a street sixty-six feet wide, one dollar and thirty-two cents; and on every foot front on a street one hundred feet wide, two dollars; and the measurement of each proprietor of ground shall extend to one half of any alley adjoining his or her property; which said taxes together with the expense of side stones, shall be levied by the collector from each proprietor of ground in proportion to the number of feet front which he or she shall respectively hold on any street or part thereof, which shall hereafter be ordered by the council to be paved, three fourths of which tax shall be payable at the time of making such order, and the residue, including the expense of side stones, as soon as in the progress of the work the side stones shall be set in front of the ground of any such proprietor.

Duty of superintendent of police.

SEC. 13. *And be it further enacted*, That the superintendent of police, previously to commencing the regulation of any street or part of a street which shall have been ordered to be paved, shall make

Digitized by Google

1821. out and deposit with the clerk of the council an exact list of proprietors or agents of proprietors of ground on such street or part thereof; stating specially the number of feet front held by each person respectively, and the tax to which he or she is liable, a certified copy of which list the clerk shall deliver to the collector, and take his receipt for the same.

Taxes how to be collected.

SEC. 14. *And be it further enacted*, That if any person subject to the payment of any of the aforesaid taxes shall neglect or refuse to pay in the manner herein before prescribed, it shall be lawful for the collector, and he is hereby required to levy the same by distress, and sale of the goods and chattels of the person so neglecting or refusing; and when any proprietor of ground on which any of the before mentioned taxes shall have accrued, shall not reside within the limits of the corporation, and shall have no other property therein on which the said tax imposed by this act can be levied, the collector shall proceed to recover the same in the manner prescribed by law.

Who shall pave footways and alleys.

SEC. 15. *And be it further enacted*, That every proprietor of ground situated on a street now paved, or which shall hereafter be paved, or in case of his or her non residence within the limits of the corporation, the tenant shall, at the proper expense of such proprietor, pave the footway adjoining such pavement, according to the plan which shall be prescribed by the superintendent of police. *Provided*, that any side stones or foot pavements which heretofore have been, or hereafter shall be made agreeably to the directions of the proper officer, and prior to the paving of the street, shall not, if it can conveniently be avoided, be altered or disarranged, and the proprietor or proprietors of the ground shall not be subjected to any further expense. In like manner proprietors or tenants of ground situated on that half of any alley nearest to any street now paved, or which shall hereafter be

Digitized by Google

paved, and leading thereto, shall, at their own expense, pave the said half of such alley. And if any proprietor or tenant of ground situate on any street, as aforesaid, or alley, leading thereto, shall neglect or refuse to pave the footway adjoining such street, or his or her proportion of that half of an alley leading thereto within nine months after the paving of any such street, in all such cases it shall be the duty of the superintendent of police, and he is hereby required to cause such footways and alleys to be paved, keeping a just account of the expense, and as soon as the work shall be finished, to lodge a true statement of the said expense with the clerk of the council, who shall deliver a certified copy of the same to the collector, and the collector shall proceed to recover the amount thereof in the manner prescribed for the recovery of taxes. 1821. Paving footways and alleys.

Sec. 16. *And be it further enacted*, That the foot pavements which shall have been made under any former law, and which may hereafter be made, when the same shall be out of repair, shall be repaired at the expense of the proprietors of the ground adjoining; and if the same shall not be repaired within thirty days after, the superintendent of police shall, in writing, require the same to be done, it shall be the duty of the said superintendent to have it done, and charge the expense to the proprietor, an account of which he shall put into the hands of the collector to collect, and if not paid the same shall be collected in the same manner as other demands due the corporation are collected.

Sec. 17. *And be it further enacted*, That when any foot pavement on any unpaved street, has been or may be made under the authority of any law of the corporation, the same shall be extended the whole width on those parts of such streets where there are buildings, and if the same be neglected to be paved for thirty days, the same shall be paved by the superintendent of police, the expense whereof shall be recovered as aforesaid. How such foot pavements shall be made.

Digitized by Google

1821.

When streets shall be paved.

Sec. 18. *And be it further enacted*, That whenever the proprietors of two thirds of the ground on any square, or side of a square (as the case may be), on any of the unpaved streets shall apply to have the same paved, it shall be done at the expense of the proprietors of the said square or of the ground fronting on the street or streets so to be paved, and the tax therefor shall be collected in the manner provided by law.

No horse or carriage to be driven out of an ordinary travelling gait.

Sec. 19. *And be it further enacted*, That no person shall drive, or cause to be driven, any carriage whatever, within the limits of the corporation, out of an ordinary travelling gait, or in a careless or inattentive manner, or gallop or otherwise force any horse out of such ordinary travelling gait. Nor shall any person, within the limits aforesaid, ride or take any horse through the streets without a bridle or halter. Any person who shall transgress herein shall forfeit and pay the sum of two dollars for every such transgression.

No drayman, wagoner, carter, or driver to obstruct the footways.

Sec. 20. *And be it further enacted*, That if any wagoner, carter, drayman or other driver of any carriage, sled or sleigh for pleasure or burden, shall stop or place any such carriage, sled or sleigh, at or near the intersection of any street, lane or alley, in such manner as to cross the footway, or prevent any foot passenger from crossing the street, lane, or alley, in the direction and line of the footway on the side of such street, lane, or alley, and shall not immediately on the request of any foot passenger cause the same to be removed, or shall be absent therefrom so that such request cannot be made, every person so offending shall forfeit and pay for every such offence, the sum of one dollar, for the use of the corporation.

Stands to be assigned for wood carts, &c.

Sec. 21. *And be it further enacted*, That it shall be the duty of the clerk of the market from time to time as occasion may require, to appoint so many stands for wagons, carts, sleds and sleighs, laden with wood around the market square, as to

Digitized by Google

him shall appear requisite, to some one or other of which stands so to be appointed, all wagoners, carters and drivers of such carriages, with wood for sale, may repair and remain, with their horses, wagons, carts and sleds, while waiting for the sale of their respective ladings; and if any wagoner, carter, or driver of said carriage, shall stand with his wagon, cart, sled, sleigh, or other carriage aforesaid, in any of the streets, and occupy the same for one hour, at any other place than one of the stands so to be appointed, or within a less distance of any other carriage laden with wood, than thirty feet, or without his wagon, cart, sled or sleigh, being placed lengthways, with the horses close to the side-stones, he shall, for every such offence, forfeit and pay the sum of one dollar for the use of the corporation. Penalty

Sec. 22. *And be it further enacted*, That it shall not be lawful for any blacksmith, wheelright, carpenter, or other person, to use any part of the public streets, lanes or alleys, for the purpose of shoeing horses, hooping wheels, making or mending carts, wagons, or other carriages, or any way to occupy the said streets, lanes or alleys, or any part thereof, in their respective trades or occupations. All and every person who shall offend herein, shall, for each offence, forfeit and pay for every hour he shall use the said streets, lanes, and alleys, the sum of two dollars, to the use of the corporation. Streets not to be occupied by blacksmiths, &c.

Sec. 23. *And be it further enacted*, That no person shall hereafter erect or burn any brick or other kiln, in any street, public lane or alley, without the previous consent of council; and any person who shall be guilty of the same, shall, for each twenty-four hours the said kiln or any part thereof shall remain in the said street, lane or alley, forfeit and pay the fine of ten dollars. Penalty for setting and burning kilns.

Sec. 24. *And be it further enacted*, That it shall not be lawful for any person residing in the town of Alexandria, to encumber any of the streets, lanes

Digitized by Google

1821. or alleys, by suffering any dray, cart, or other carriage, not in use, to remain in any street, lane or alley, longer than six hours. Every person offending herein shall forfeit and pay the sum of one dollar for each offence; and it shall be the duty of the officers of police to have all such carts and drays, and other carriage removed.

Penalty for suffering carts and drays, &c. to remain in the streets.

Sec. 25. *And be it further enacted*, That no inhabitant of the town shall henceforth suffer any filth or other obstruction to be or remain for more than one hour after notice from the superintendent of police to remove the same, in any part of the gutter opposite the ground occupied by such inhabitant, and every person herein offending shall forfeit and pay for each offence the sum of fifty cents; and if any inhabitant so notified shall neglect such notice the superintendent of police may proceed from time to time to give new notices, and the neglect of each succeeding notice shall constitute a new offence. *Provided*, that nothing herein contained shall be construed to dispense with the duties of the superintendent of police.

Persons to remove obstructions from the gutters opposite their houses.

Sec. 26. *And be it further enacted*, That whenever the proprietors of two thirds of the ground fronting on that part of any street which is comprehended between two intersecting streets shall apply to council to have the same lighted, an order shall be granted for the erection of lamps conformably to the directions hereinafter contained. And for defraying the expense of procuring the said lamps, the proprietors of ground on that part of any street on which lamps shall be ordered to be erected, shall pay six cents for every foot of ground fronting thereon. And for defraying the expense of maintaining light in the said lamps, the occupier of every house situate as aforesaid shall pay thirty cents annually for each story thereof; or if such house be unoccupied, the owner thereof shall pay the same. The taxes hereby imposed shall be returned by the assessors with the annual assessment,

Lamps how erected.

Tax.

Digitized by Google

and be collected by the collector in like manner as other taxes. 1821.

SEC. 27. *And be it further enacted*, That all lamps ordered by the authority of this act, shall be procured and erected by the superintendent of police, at the expense of the corporation, and shall be under the care of the superintendent of the watch, who shall cause them to be lighted and kept in good order in such manner as the common council may from time to time direct, and shall be allowed annually for such extra trouble, such compensation as the common council shall direct. The said lamps shall be placed in the following arrangement, that is to say: one at the south east corner of an intersection, and one about twenty feet south from the centre between the intersections, on the west side of streets running north and south, and one at an equal distance east from the centre on the north side of those running east and west.

Under whose care.

How arranged.

SEC. 28. *And be it further enacted*, That if any person shall be legally convicted of having wilfully or negligently injured any of the lamps or lamp posts which now are, or shall hereafter be, erected by the authority of the common council, every such person shall be compelled to make good the damage, and shall for each offence, committed by design, forfeit and pay twenty dollars.

Penalty for injuring lamps.

SEC. 29. *And be it further enacted*, That the common council shall annually, or oftener if necessary, appoint a fit and capable person to be denominated "superintendent of police," whose duty it shall be to see that the laws respecting the removal of nuisances, and the preservation of the health and good order of the town, be strictly executed, and to enforce payment of all fines and forfeitures incurred for breaches thereof. He shall pay special attention to the cleanliness of the town, and to the removal of substances which tend to annoy the health of the inhabitants. He shall examine at least once in each year whether the houses in town

Superintendent of police to be appointed.

His duties.

Nuisances.

Digitized by Google

1821. be furnished with fire buckets conformably to law, and shall report to the mayor the names of all delinquents, with the number of buckets deficient.

Fire buckets.

He shall keep in such places as shall be directed by the council, the fire hooks, ladders and other implements used in time of fire, belonging to the corporation, and shall return the same to their respective places within two days after the extinguishment of any fire at which they shall have been used.

Keep other fire implements in place.

Salary. He shall receive for his services in the premises, such compensation as the common council shall, previous to his appointment, order and direct.

SEC. 30. *And be it further enacted*, That the superintendent of police may call upon the several police constables of the town, whose duty it shall be to aid him in the execution of his office.

Constables to aid him.

SEC. 31. *And be it further enacted*, That the superintendent of police shall keep the public streets, alleys and gutters, properly cleansed, in such manner, by contract or otherwise, as the common council may from time to time direct. He shall visit all the different parts of the town, and give information to the mayor or other magistrate of all nuisances within the same; also of all other obstructions and impediments in the streets, lanes and alleys, and of all offences committed against the laws of the corporation, and of the names of offenders and witnesses, to the end that prosecution may be commenced and obedience enforced to the regulations for the well governing of the town, and generally to do and perform all such other matters and things as the mayor shall, from time to time, legally require of him.

Duties of the superintendent of police.

Nuisances.

Offences.

SEC. 32. *And be it further enacted*, That for the purpose of the removal of nuisances, the superintendent of police may employ at the expense of the corporation, as many carts and scavengers as he shall from time to time deem requisite for the immediate removal thereof. He shall inspect all carts, wagons, and other carriages employed within the

Scavengers.

Digitized by Google

town for the conveyance of coal, sand, dirt, manure, or other materials, and see that they be so tight as not to scatter their several loadings along the streets, lanes and alleys. If any cart or other carriage, so employed, shall be adjudged by him unfit for such employment, he shall inform the owner or driver thereof, and if such cart or carriage shall thereafter be so employed, without being duly repaired, the owner shall forfeit and pay one dollar for every day it may be so employed. 1821. To inspect carts and wagons carrying coal and dirt. Penalty.

Sec. 33. *And be it further enacted*, That the superintendent of police shall, at no time, employ, directly or indirectly, in the public service, his own carts, horses, or hands, or any cart, horse, or hand, in which he may have an interest, under the penalty, for every offence, of five dollars; nor shall he be concerned in making any contract or contracts where he is directly or indirectly concerned in the profits arising from such contracts, either in furnishing labour, or any article or articles whatsoever for carrying on or completing the said work or contract, under the penalty of double the amount of any such contract. Superintendent of police not to employ his own carts, &c. nor be concerned in contracts, &c.

Sec. 34. *And be it further enacted*, That it shall be the duty of the superintendent of police to have the public work done by contract, as often as is practicable, for which purpose he shall divide it into as many denominations as the work to be performed will admit of, and advertise the same at the market house, and in the public papers a reasonable time, and the person whose offer is the lowest, shall always be entitled to the preference, provided he shall give sufficient security for the faithful performance of the work. Superintendent of police to contract for work.

Sec. 35. *And be it further enacted*, That the superintendent of police shall see to the faithful execution of all contracts made by him on account of the corporation, and in case of neglect on the part of the contractor or contractors, he shall proceed to do what shall have been so neglected, and recover

Digitized by Google

1821. the expense thereof from said contractor or contractors: *Provided*, he shall have first given him or them twelve hours previous notice of what was necessary to be done. And it shall be the duty of the superintendent of police to issue certificates to all contractors who may have faithfully executed their contracts, without which they shall not be entitled to warrants for payment; but in all cases of refusal on the part of the superintendent of police to issue such certificates, the contractor or contractors may appeal to the common council, whose decision shall be final.

To issue certificates to contractors.

SEC. 36. *And be it further enacted*, That the superintendent of police shall keep a book in which he shall enter the names of all laborers and others employed by him, and who are immediately under his superintendence, together with the number of days they are employed in each week, and their daily pay, and shall, on the afternoon of every Saturday, make out and subscribe the proceedings of the week, in the following form:

An account for the week ending the day of

Form of laborers' return.

Appropriation.	Laborers' names.	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Laborers' Receipts.

which certificate, subscribed by the superintendent of police, and a similar one for carts and horses, shall be delivered to the auditor, and be retained by him as a voucher for the warrants so drawn; and the said superintendent shall, at the expiration of each year, deposit in the hands of the auditor, the original book so kept by him, to remain in his hands for the inspection of the council.

Digitized by Google

SEC. 37. *And be it further enacted*, That the superintendent of police shall superintend the regulating, paving, and repairing such streets and public alleys as the common council shall direct to be paved or repaired; the building and mending such bridges as they may judge necessary; the making and repairing common sewers for carrying off water; the erecting and repairing pumps, and sinking wells; the erecting and keeping in repair lamps in such streets as shall be ordered by the common council to be lighted; and may contract for, or purchase all materials necessary for those purposes, and employ as many laborers, workmen, and overseers as he shall think sufficient to perform the same, and may do all lawful acts for carrying into effect the purposes aforesaid.

To superintend the regulating, paving, and repairing streets, &c.

General powers.

SEC. 38. *And be it further enacted*, That the superintendent of police shall not make any regulations in the streets, or expend any money in the public service, unless the same shall have been specially designated by law, or by order of the common council: but this section shall not be construed so as to restrain him from the expenditure of sums not exceeding twenty dollars for the removal of nuisances.

Superintendent of police limited in his expenditures.

SEC. 39. *And be it further enacted*, That all contracts entered into for paving streets, and setting side stones, shall be made in writing, and signed by the contracting parties, and shall specify the size and quality of the stone to be used, and the depth of sand to be placed under the side stones, and pavement, which contracts shall be approved by the mayor, and the same, or a duplicate thereof, shall be deposited with the auditor previous to his issuing any warrant on the treasurer for work done under the said contracts.

Contracts for paving to be in writing, &c.

SEC. 40. *And be it further enacted*, That the superintendent of police, before entering on the duties of his office, shall take an oath or affirmation before the mayor, for the due and faithful execution

Digitized by Google

1821. of the duties of his office, and shall give bond with security, to be approved by the mayor, in the sum of one thousand dollars, payable to the common council, for the faithful discharge of the duties of the office of the superintendent of police, which bond shall be filed with the clerk of the council, together with the certificate of such oath or affirmation.

Oath and bond of superintendent of police.

SEC. 41. *And be it further enacted*, That if the superintendent of police shall neglect, or refuse to cause to be executed, any law of the common council which it shall be his duty to see executed, or shall neglect or refuse to perform any other official duty, he shall forfeit and pay five dollars to the use of the corporation, for every twenty-four hours he shall so neglect or refuse; and the mayor is enjoined to cause such fine to be paid.

Penalty on superintendent of police for neglect of duty.

SEC. 42. *And be it further enacted*, That the superintendent of police, and the constables, shall give information to some magistrate in the town, of all shop keepers, or hucksters, who shall keep their shops open on Sunday, for the purpose of buying and selling after market hours. And every shop keeper and huckster so offending, shall forfeit and pay the sum of five dollars for every offence.

Sunday.

SEC. 43. *And be it further enacted*, That there may be annually appointed by the common council, three discreet and skilful persons, duly qualified to be regulators and surveyors of the town, one of whom shall be a practical surveyor, with a knowledge of the use of the spirit level, and the said practical surveyor shall be the recording surveyor; and the said regulators shall procure, at the expense of the corporation, proper blank books, substantially bound, in which shall be recorded all their draughts and plans of ascents and descents of streets, lanes, alleys, water courses and sewers.

Regulators and surveyors.

SEC. 44. *And be it further enacted*, That the said recording surveyor shall protract, in the said record or draught book aforesaid, a plate or diagram of every square of the town, any one side of which

Their duties.

Digitized by Google

shall hereafter be regulated by the said regulators, together with its alleys and public passages, and shall note in their proper places the lines and ascents and descents of the gutters, side stones and foot pavements, as fixed and ascertained by the said regulators, or a majority of them. 1821.

SEC. 45. *And be it further enacted*, That whenever the said regulators or surveyors, or either of them, shall survey, regulate, or lay out, any lot or piece of ground, within the town of Alexandria, on an unpaved street, it shall be the duty of the persons making such survey or regulation, to record a plan or diagram, with the boundaries and the length of its lines, and the square and streets where situated, in the book directed to be kept for that purpose, with such direction for setting the building, and regulating the streets or alleys as shall be made, with the time when made, the name of the person or persons for whom the said regulation, survey, and other proceedings may have been made, and to deliver a copy thereof to such person, if required. Plans of lots to be recorded.

SEC. 46. *And be it further enacted*, That the said regulators or surveyors shall, as soon as may be after their appointments, ascertain and determine on a particular and permanent point or mark somewhere in King-street, for east and west, and Columbus-street, for north and south, if the same shall not have been already done, noting such points or marks in the record or draught book for reference, and their heights above the general plane, and the ascents or descents to the paved streets assumed in the plan already adopted and conformed to; and they shall also lay out, describe and determine the ascents and descents of all the streets connected with those streets which are now unpaved, and the manner of carrying off the water from the same, and all alleys or water courses, or sewers leading to or from the same. Level to be ascertained.

SEC. 47. *And be it further enacted*, That the aforesaid book, together with all maps, records,

Digitized by Google

1821. papers and documents, appertaining to the surveyors' or regulators' office, shall be deposited in the council chamber, under the charge of the recording surveyor, and shall, at all reasonable times, be open to the inspection of the members of council gratis, and to every other person who shall pay the recording surveyor fifty cents for such inspection, and fifty cents for every certified copy made by him of the draught, regulation, and description of any lot which may have been regulated, entered, and recorded in the said books, which copies the said recording surveyor is hereby directed to furnish.

Maps, &c. to be deposited in the council chamber.

SEC. 48. *And be it further enacted*, That in order to preserve a regular uniform surface for the foot pavements throughout the town, every footway which may be paved or repaved after the passing of this act, shall descend at the rate of half an inch in each foot, and no more, from the lines of the streets to the top of the curb stone, except where such descent would materially injure any property heretofore built upon or improved, in which case it shall be the duty of the said regulators to view such footway when requested, and to grant such relief as to them shall appear right and just. And if any person or persons shall make or repair any foot pavement, and shall not observe and conform to the regulations so to be made as aforesaid, every such person or persons shall forfeit and pay for every such offence, the sum of five dollars, and the superintendent of police shall cause the said footway to be paved conformably to law, at the expense of such person or persons.

Regulation of foot pavements.

SEC. 49. *And be it further enacted*, That the ten feet standard rod belonging to the corporation, and now lodged in the council chamber, shall there remain as a permanent standard rod for the use of the citizens generally, who are hereby permitted to have free access thereto, at all reasonable times, for the purpose of adjusting or measuring the rods used by them; and all rods or measures used by the said

Standard rod.

Digitized by Google

regulators or surveyors shall be made agreeable to the standard rod, and no measurement shall be regarded as permanent, that shall not have been made agreeably to the said standard rod. 1821.

SEC. 50. *And be it further enacted*, That in all regulations of heights, ascents, descents, water courses, sewers, or lines of streets, hereafter to be made, if it shall appear to a majority of the said regulators or surveyors, that any part of the regulations heretofore adopted in the unpaved streets are incorrect, or that the operations thereof would be inconvenient to the public, or injurious to individuals, it shall be the duty of the said regulators or surveyors to certify their opinion, with the alterations they may propose to the common council; or if any individual shall think him or herself aggrieved by any regulation, it shall be the duty of the said regulators or surveyors to state the same, in writing, to the common council; who shall, upon hearing the same, approve or disapprove of the said regulation or alteration, and their decision shall go into effect and be duly recorded by the recording surveyor accordingly. To propose to the common council alterations in the graduation &c. of the streets, &c.

SEC. 51. *And be it further enacted*, That the said regulators or surveyors shall cause the sketches and draughts heretofore made by the surveyors of the town, to be bound together in a substantial manner, with blank leaves for notes of reference, and shall record in the said book such memorandums made of particular streets, as they shall suppose material to be preserved, and shall deposit the same in the council chamber, there to remain among the records of the town, and they shall make such convenient indexes to the same as shall appear necessary. Sketches to be preserved.

SEC. 52. *And be it further enacted*, That the said practical surveyor shall receive, for every lot laid out by him for the purpose of building, the sum of three dollars, to be paid by the owner, or persons requiring such service, and fifty cents for recording the same in the draught book, and each Fees.

Digitized by Google

1821. of the said regulators shall, when employed by the Common Council, receive the sum of two dollars on paved, and three dollars on unpaved streets, and the surveyor shall receive the sum of four dollars for every day they are employed in regulating or ascertaining the proper ascent or descent of streets, lanes or alleys.

SEC. 53. *And be it further enacted*, That the said surveyors or regulators, shall before they enter upon the duties of their offices, take and subscribe an oath or affirmation for the faithful execution of the duties of their offices.

Oath.

SEC. 54. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in Council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT reducing into one and amending the several acts respecting the removal of Nuisances, and the preservation of the Health of the Town.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That from and after the passing of this act no new burying ground shall be opened, or allotted for the interment of human bodies within the limits of the corporation. Any person who shall dig a grave, or cause it to be done with a view of burying a human body therein in any ground within the corporation, not opened or allotted before the twenty-seventh day of March, eighteen hundred and four to that purpose, shall forfeit and pay twenty dollars for each offence, and moreover be compelled to remove the corpse, if discovered within three days after interment, under the penalty of

No grave or grave yard to be opened within the limits of the corporation.

Penalty.

Digitized by Google

twenty dollars for neglect. No grave shall be dug within the limits of the town, or in the public ground belonging to the corporation, of a less depth than six feet. The mayor shall whenever he may judge necessary appoint a grave digger for the public ground, and no grave shall be dug in the said ground without the consent of the mayor or superintendent of police. Whoever shall offend herein shall forfeit and pay five dollars.

Mayor to appoint a grave digger for the public ground.

Sec. 2. *And be it further enacted*, That no person shall keep or make use of any slaughter house within the limits of the town. Every person who shall herein offend shall forfeit and pay twenty dollars for every day such slaughter house shall be kept or made use of by him as aforesaid, and no person, exercising the trade of a butcher, shall slaughter any animal within the said limits, for the purpose of being exposed to sale, under the penalty of five dollars for every offence.

No slaughter house or slaughtering permitted within the limits of the town.

Sec. 3. *And be it further enacted*, That no person shall salt or barrel beef, pork, or fish, in quantities for sale, or exportation, in any cellar or other place where the same may cause a nuisance within the limits of the town, under the penalty of one hundred dollars for every such offence. *Provided*, That any person desirous of salting beef or pork in quantities, for the purpose of sale or exportation, shall make known his intention of doing so, designating the place where he intends to carry on such business, to the mayor and superintendent of police, and if in their opinion such place may be used without becoming a nuisance, such person, on obtaining leave, in writing, from those officers, shall be permitted to use such place for the purposes aforesaid, and shall not incur any penalty for the same; but such leave or permission shall be revoked at any time thereafter, when in the opinion of those officers the place appears likely to become a nuisance; and after such revocation, the practice of salting as aforesaid shall subject the person

No salting or barreling beef or pork in quantities in the limits of the town without license from the mayor or superintendent of police.

Digitized by Google

1821. offending to a penalty of ten dollars for each and every day he shall continue such offence, nevertheless saving to the person aggrieved a right of appeal to the Common Council from such revocation.

Necessaries to be kept in order. Penalty after notice and time given for removal.

SEC. 4. *And be it further enacted*, That every owner or occupier of a lot on which any necessary now is, or shall be hereafter, erected, shall constantly keep such necessary in good order, and not suffer it to become a nuisance, under a penalty of one dollar for every day it shall remain in that state, after notice, in writing, and reasonable time for remedy, be given by the superintendent of police.

Dead animals to be removed & buried.

SEC. 5. *And be it further enacted*, That if any animal shall die or be killed, and shall be likely to become offensive to the inhabitants, the owner thereof, or if the owner cannot be ascertained, the person in whose possession such animal shall have been at the time of its death, shall immediately remove the same beyond the inhabited parts of the corporation, and there bury it, in such place and in such manner as shall be assigned and directed by the superintendent of police, unless such animal doth not exceed the size of a cat, in which case it may be buried on the premises. Every person whose duty it shall be to remove any such animal, and who shall neglect or refuse to do it, for two hours after obtaining knowledge of the death of such animal, shall forfeit and pay five dollars; and the superintendent shall cause the same to be removed at the expense of the said delinquent, if known, and if not known, then at the expense of the corporation.

No person to cast into the streets any foul matter.

SEC. 6. *And be it further enacted*, That no distiller, soap boiler, tallow chandler, hatter, or other person, shall discharge, cast, or cause to flow into any of the streets, lanes or alleys, or other parts of the town, or keep in his or her house, cellar, or contiguous grounds, any foul or nauseous liquids, filth or putrescent substance. Every person offending herein, shall, for each offence, forfeit and pay five dollars, besides the expense of removal.

Digitized by Google

SEC. 7. *And be it further enacted*, That no person shall receive or retain in his or her store, warehouse, cellar, yard, or other place, any fish, beef, pork, or other animal or vegetable substance, after the same shall have become putrid, or damaged, so as to emit an offensive smell, dangerous to the health of the inhabitants, under the penalty of five dollars for every day the same shall continue after reasonable notice in writing given by the superintendent of police for its removal; nor shall any auctioneer, vendue master, or other person, sell, or offer, or expose for sale, any such putrid or damaged articles, knowing them to be so damaged, under the penalty of ten dollars for every such sale, or exposure for sale. It shall be the duty of the superintendent of police to examine any ship or other vessel in the harbor, or any house, cellar, yard or other place, where he shall suspect any putrid or damaged articles to be kept, and if any such be discovered, to order the owner, or other person in whose care or possession they shall be, or on whose premises they may be found, to remove the same without delay; and it shall be his duty moreover, to use any satisfactory means for ascertaing whether there be on board any ship or other vessel in the harbor, or under any house, or in any cellar, or other place, stagnant water, putrid earth, damaged articles, morbid matter, or unwholesome substance which in his opinion, may be productive of disease, and whenever such substances be found, to take effectual measures for the removal thereof. And if any person owning or occupying the premises where such damaged articles, stagnant water, putrid earth, morbid matter, unwholesome substance, or other nuisance, are suspected to be, shall refuse to let the superintendent inspect the same, he shall make application to the mayor stating the grounds of his suspicion, who, if the reasons alledged are in the judgment of the mayor sufficient to justify a search, shall issue his warrant

1821.

No person to allow putrid or damaged matter in places under their control.

Nor expose such for sale.

Duty of the Superintendant of Police to search for nuisances.

Digitized by Google

1821. to the superintendent, directing him to make such search, and any person refusing to suffer the superintendent, by virtue of such warrant, to make search as directed, shall for every refusal, forfeit and pay ten dollars for every twenty four hours he so contiues to refuse.

Search warrant.

Sec. 8. *And be it further enacted*, That it shall be the duty of every person on whose property there may be any sunken place, containing stagnant water, or other nuisance, to fill up or drain the same, or to remove such nuisance. When the property on which such sunken place, containing stagnant water, or other nuisance, belongs to a person residing out of the corporation, the occupier shall remove the same, and when it is not occasioned by him, her, or them, he, she, or they, may deduct the expense of removal from any rents which may be then due, or thereafter become due. Any person who shall neglect to drain, or fill up such sunken place, or remove such nuisance as aforesaid within three days after the expiration of the time limited by order of Council for that purpose, shall forfeit and pay a fine not exceeding twenty dollars for such neglect, and the superintendent of pelice shall immediately proceed to fill up or drain, or otherwise remove the same at the expense of the corporation. The amount of expense so incurred, shall be recovered from the defaulter in the manner prescribed for the recovery of other public claims. *Provided*, That no order of Council shall be necessary to fill up or drain any sunken place containing stagnant water, or for the removal of any other nuisance, where in the opinion of the superintendent the expense of the corporation will not exceed the sum of twenty dollars, but he shall forthwith proceed after reasonable notice given to fill up, or drain, or remove the same.

Nuisances.

Sec. 9. *And be it further enacted*, That no person shall be permitted to keep any swine within the limits of the corporation under a penalty of five

Digitized by Google

dollars for each offence, nor shall any goat, goose, or sheep, be allowed to go at large within the corporation. It shall be lawful for any white person to kill and destroy, or seize, and take to his or her private use, any swine, goat, goose, or sheep, so found going at large, and it shall be the duty of the superintendent of police, and the constables of the town, and they are hereby required to seize, kill, and destroy, or appropriate to their own use, any swine, goat, goose, or sheep, which they may discover, or shall be informed are going at large contrary to this act. 1821. Goats, geese, swine, and sheep may be killed or destroyed. Duty of constables and Sup. of Police.

Sec. 10. *And be it further enacted*, That whoever shall, within the said town, hound or chase, with dogs, any horse or cow, or chase the same by running after them, or shall throw at them any stone, stick or missile weapon to hurt or injure such horse or cow, in any manner whatsoever, or shall wantonly, maliciously, or cruelly and wilfully, wound, beat, or torment, any brute animal, shall, for each offence, forfeit and pay not less than two, nor more than five, dollars. Cruelty to brutes.

Sec. 11. *And be it further enacted*, That no person shall bring, sell or offer for sale, within the jurisdiction of the corporation, any oysters in the shells, between the fifteenth day of April and the thirtieth day of September, under the penalty of ten dollars for every hundred bushels so brought, sold, or offered for sale; and in that proportion for every greater or lesser quantity. And the superintendent of police shall, moreover, seize all such oysters, and cause them to be thrown into the river beyond the channel, at the expense of the person bringing or having the same. No oysters in the shells to be bro't into town between certain dates.

Sec. 12. *And be it further enacted*, That no brick or lime kiln shall be burned within the limits of the corporation, unless the same shall be at least fifty feet distant from any building. Every person or persons who shall offend herein, shall forfeit and pay five hundred dollars. Penalty for burning a kiln within fifty feet of any building.

Digitized by Google

1821. SEC. 13. *And be it further enacted*, That between the first day of May, and the first day of November in each year, no oyster shells shall be burned on any brick or lime kiln within that part of the corporation included between Wilkes, Henry, and Oronoko streets and the river; and no oyster shells shall be burned on any brick or lime kiln within the corporation and without those limits above mentioned, between the first day of May and the first day of November in each year, unless the same shall have been first inspected by the mayor and superintendent of police, and permission, in writing, be first obtained from them to burn the same. Every person or persons who shall offend herein, shall forfeit and pay five hundred dollars.

Fine for burning oyster shells between the first of May and first of November.

SEC. 14. *And be it further enacted*, That the fish market during the season of fishing for shad and herrings, shall be holden annually on the corporation wharf and adjoining property, and within such limits as the superintendent of police shall direct. And the superintendent of police shall lay out and rent in the said fish market, the stands, for a period ending the first day of June. All buildings not removed from such stands before the expiration of the said term, shall be forfeited to the use of the corporation. No fire shall be lighted within twenty feet of the walls of the old brew house, on the county wharf; and any person or persons offending herein shall forfeit and pay a sum not exceeding five dollars for each and every offence.

Fish market.

Stands to be rented until first day of June

No fire to be lighted within 20 feet of the old brew house.

SEC. 15. *And be it further enacted*, That the superintendent of police shall take a note for the rent of each stand, payable on the first day of May; and, moreover, shall return the said notes to the clerk of the council, who shall place them in the hands of the collector of the northern district, and take his receipt for the same. No person shall clean any fish at the said market, except on boards or platforms erected over the water in such manner, that the blood and offal shall go into the river, or

Rents of stands.

How fish at fish market to be cleaned.

Digitized by Google

be removed in carts or other carriages, beyond the limits of the corporation. Every person offending herein shall forfeit and pay the sum of two dollars for each offence.

Hulks not to be sunk in the docks.

Sec. 16. *And be it further enacted*, That if any person or persons shall bring, or cause to be brought, into any of the public docks adjacent to the wharves aforesaid, any hulk, or part of a hulk, of any vessel, boat, or craft, whatsoever, and shall suffer the same to sink to the bottom of the said docks, and there to remain any longer time than ten days, such offender shall, upon conviction, forfeit and pay the sum of fifty dollars, and the further sum of five dollars for every twenty four hours (after the expiration of the ten days heretofore specified) such nuisance and obstruction shall remain unremoved out of the said docks. It shall be the duty of the harbor master, from time to time, carefully to examine the public docks of the town, aforesaid, and to prevent the introduction of any obstruction whatever into the said docks, which may in any degree injure the navigation thereof, or prove prejudical to the health or interest of such individuals as live or own property adjoining the docks aforesaid, and to cause all obstructions and nuisances to be removed from the said docks, agreeably to the provisions of this act. Any person who shall throw into the river or any of the docks, any brick-bats, stones, or rubbish which will not float on the water, shall forfeit and pay a sum not exceeding twenty dollars, nor less than one dollar.

Penalty therefor, & for the continuance of such nuisance.

Harbor master's duty in such case.

No brick-bat or heavy rubbish to be thrown into any of the docks or river.

Tax on dogs.

Sec. 17. *And be it further enacted*, That a tax shall be levied and collected annually of five dollars on every male animal of the dog kind, and of ten dollars on every female animal of the dog kind, kept within the town of Alexandria. And it shall be the duty of the police constables, some time in the month of June, yearly, and every year and oftener, if necessary, to take an account of every animal of the dog kind in the said town, noting

Owners of dogs to make return thereof.

Digitized by Google

1821. the respective districts of the town in which taken, and return a list of the owners names to the clerk of the council. And whenever an animal of the dog kind shall be owned or harbored at any other season of the year, the owner or harborer shall be subject to the aforesaid tax. And the owners and harborers of every animal of the dog kind, shall, at all times, when thereto required by the constables aforesaid, make due return of every such animal by them owned, or which they suffer to remain about their houses, on penalty of forfeiting and paying ten dollars for every refusal, one half to the informer, and the other half to the use of the corporation.

Taxes on dogs how collected.

SEC. 18. *And be it further enacted*, That the several police constables, so soon as they shall have returned the aforesaid list to the clerk of the council, and obtained a copy of the same from him, shall demand the aforesaid tax of five dollars for each male, and of ten dollars for each female animal of the dog kind, so returned; and if the said tax shall not then be paid, nor within twenty days thereafter, the constables are hereby authorised and directed to levy the same by distress agreeably to the mode prescribed for collecting other taxes in the said town; and such constables shall have and receive a commission of twenty five per centum on all the moneys received by them in virtue of this act, as full compensation for taking the list, and collecting and paying over the said money to the treasurer of the corporation.

To wear a collar with the owners name.

SEC. 19. *And be it further enacted*, That every owner of an animal of the dog kind, kept within the town, shall cause such animal to wear a collar about its neck, with the owner's name at length, at all times, on penalty of four dollars, to be paid by the owner or harborer of said animal, one half to the informer, and the other half to the use of the corporation. And every such animal not having such collar about its neck, shall be forthwith killed or destroyed by any of the constables of the town.

Digitized by Google

SEC. 20. *And be it further enacted*, That it shall be the duty of the police constables, to destroy every animal of the dog kind found within the market house, or going at large within the market square; and if such animal cannot be safely or conveniently destroyed, the owner or person who shall have brought such animal to the market house, or square, or who shall have suffered such animal to follow him or her to the said market house, or square, shall forfeit and pay the sum of five dollars.

Penalty for suffering dogs to go into the Market Square.

SEC. 21. *And be it further enacted*, That it shall be the duty of the constables to cause the dogs killed, to be immediately removed without the limits of the corporation, and they are hereby authorised to charge and receive fifty cents, for each and every dog killed by them, to be paid by the auditor, when satisfactory evidence is produced of the number destroyed, who is authorised to issue his warrant for the same.

Reward for killing dogs.

SEC. 22. *And be it further enacted*, That whenever in the opinion of the mayor, such precaution shall have become necessary, he is hereby authorised to prohibit by proclamation, in the newspapers of the town, for a limited period, (not exceeding ninety days without further notice,) the running at large of all animals of the dog kind, within the limits of the corporation; and it shall be the duty of the police constables, to kill and dispose of as the law directs, all such animals of the dog kind as shall thereafter, and within the period prescribed by the mayor, be found running at large within the limits of the corporation as aforesaid.

The mayor may prohibit dogs running at large for a limited period.

SEC. 23. *And be it further enacted*, That no person shall discharge any musket, fowling piece, pistol, or other fire arms, or any composition of gun powder, or fulminating powder, within the limits of the town of Alexandria, unless in the execution of some law, or in the discharge of some duty imposed by law. Every person offending herein, shall forfeit and pay one dollar for each offence.

No fire arms to be discharged in town.

Digitized by Google

1821. SEC. 24. *And be it further enacted*, That it shall not be lawful for any person or persons to beat a drum, or play a fife, within the limits of the corporation, at any time between the hours of ten o'clock in the evening, and day break in the morning, throughout the year, and if any person shall offend in the premises, he or they shall forfeit and pay a fine of ten dollars; and if any person who shall contravene this act, shall be a minor, an apprentice, servant or slave, his parent, or guardian, master or owner, as the case may be, shall be liable to pay the penalty so incurred, and shall or may be prosecuted for the same.

No drum or fife to be beat or played in town.

SEC. 25. *And be it further enacted*, That every person contravening the twenty-fourth section of this act, shall be considered as a disorderly person, and it shall be the duty of the constables and watchmen of the corporation, to apprehend such person or persons, and convey him, her, or them, to the watch-house, to be dealt with according to law: *Provided, always*, That the said twenty-fourth section of this act shall not be construed to extend, or apply, to the troops of the United States, which may be, at any time, stationed, or recruiting in the town; nor to persons acting under the immediate order of a commissioned officer of the militia of the District of Columbia, when upon actual duty.

Proviso in favor of United States troops, &c.

SEC. 26. *And be it further enacted*, That every person who shall sell by retail, wine, beer, cider, rum, brandy, or other spirituous liquors, or mixtures thereof, to be drank in, or at the place where it shall be sold, or in any booth, arbor, or stall, without a tavern license first obtained, shall forfeit and pay five dollars for every offence.

Penalty for retailing liquors without license.

SEC. 27. *And be it further enacted*, That the Common Council shall annually appoint nine fit and proper persons, being freeholders, and housekeepers, to act as a Board of Health: three of whom shall be resident south of Prince street, three resident north of King street, and three resi-

Board of Health.

Digitized by Google

dent in or between those streets, five of whom shall be competent to form a board, and a majority of those five may act. The said board of health shall meet as often as they may deem necessary, or whenever convened by the mayor for the purpose of receiving all proper information relative to the health of the inhabitants, and for the prevention of contagious diseases; and shall, from time to time, communicate such information to the mayor, or to the Common Council, as they shall deem necessary and proper.

Duty.

SEC. 28. *And be it further enacted*, That the Common Council shall, from time to time, as occasion may require, appoint a health officer, who shall be a physician, and an assistant health officer, which persons shall be nominated by the board of health.

Health officer and assistant health officer.

SEC. 29. *And be it further enacted*, That whenever it shall appear to the satisfaction of the mayor, that a malignant or contagious epidemic disease prevails in any part of the United States, or their dependencies, and in any foreign port or place, it shall be his duty, with the advice of the board of health, to give instruction to the health officer, and assistant health officer, to cause all vessels coming from, or touching at, such places, to be examined; and if it appear that the said vessel or vessels have any person or persons on board who are sick of a disease, which, in the opinion of the health officer, may be dangerous to the health of the inhabitants, or if the said vessel or vessels, or the cargo thereof, be in such a state as he believes may be dangerous to the health of the inhabitants, he shall order and direct that such vessel or vessels proceed forthwith to the quarantine ground, and within the jurisdiction of the Common Council. And the board of health shall have power to hire buildings in a healthy and proper situation for the reception of persons, and the baggage and cargo which may be directed by

Contagious diseases.

Digitized by Google

1821. the health officer to be removed from such vessels, and to do such other lawful acts, and make such regulations for the preservation of the health of the inhabitants of the town, not inconsistent with existing laws, as they may deem necessary or expedient, to carry into effect the objects of this law, so far as it regards the health of the inhabitants.

Vessels to be examined, &c.

SEC. 30. *And be it further enacted*, That whenever a vessel shall be directed to anchor, or shall be remanded to the Quarantine Ground by the health officer, it shall be the duty of the master or commander of such vessel there to remain until he shall have received a certificate, in writing, from the health officer, or the president of the board of health, that in his, or their opinion, such vessel, or such person, or baggage, or cargo, may come up to the wharves, in town, without danger to the health of the inhabitants, and no person shall come on shore, or shall go on board said vessel, except those persons acting under authority from the health officer, nor shall any goods or baggage be landed or discharged from such vessel before such certificate shall have been obtained. Every person offending herein, shall forfeit and pay one hundred dollars. And every person who shall come on shore from such vessel, contrary to this act, may be arrested by a warrant from the mayor, or any justice of the peace for the county of Alexandria, upon complaint being made to him upon oath, and may be carried on board such vessel and compelled to remain until such certificate shall have been obtained as aforesaid; and any person having been so arrested, and carried back to such vessel before such certificate shall have been granted, shall forfeit and pay the further sum of two hundred dollars.

Penalty on persons coming on shore without a certificate.

Rules as to vessels bringing hides.

SEC. 31. *And be it further enacted*, That every vessel, laden wholly, or in part, with hides, or any other substance of a putrifiable nature, and bound

Digitized by Google

for this port, may, in like manner, be brought to anchor, or remanded to the quarantine ground, and if it shall appear to the health officer, upon examining the cargo, that any part thereof is damaged, he shall make representation of the case to the collector of the district, and to the owner or consignee thereof, in order that the cargo may be landed and properly purified, and that the vessel may be properly cleansed by whitewashing, or other manner satisfactory to the health officer. Every master or commander of a vessel, landing, or suffering such damaged hides, or putrifiable substances, to be landed without a certificate from the health officer, or president of the board of health, shall forfeit and pay one hundred dollars. 1821.

Places to be appointed for landing damaged cargoes, &c.

SEC. 32. *And be it further enacted*, The board of health with the concurrence of the mayor shall procure and assign some convenient place for the unlading, safe keeping, and purification of damaged cargoes, and for the accommodation of persons on board such vessels as may be ordered to the quarantine ground, whenever in the opinion of the health officer it may be necessary to remove such persons, or cargo, or any part thereof.

Salary of health officer, and assistant.

SEC. 33. *And be it further enacted*, That the health officer, and the assistant health officer, shall each receive for their services, a reasonable compensation, to be fixed by the board of health.

How expenses to be drawn for.

SEC. 34. *And be it further enacted*, That for any expenses attending the execution of the powers vested in the board of health, not exceeding the appropriations which shall from time to time be made by the Common Council for those objects, the auditor may draw his warrants on the treasurer from time to time upon the orders of the said board, which orders shall be his vouchers.

SEC. 35. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Digitized by Google

1821. Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, c. c.

AN ACT reducing into one and amending the several acts for the regulation of the Market, for the adjustment of Weights and Measures, for regulating the weight of Bread, and to prevent forestalling.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That there shall be appointed, by them annually, in the months of March or April, or oftener, if necessary, a fit and proper person to act as clerk of the market; and it shall be the duty of the person so appointed, to have the market-house kept clean, and due regularity observed; to keep the scales and weights in good order, and always in market during market hours; to weigh all articles of provision which may be bought by any person, without receiving any fee; to attend at the market house every day during market hours, to enforce the provisions of this act, by seizing all articles forfeited under the same, and to use his endeavors to recover all fines incurred; to make a regular return, once a quarter to the clerk of the council of all seizures made, and fines recovered by him, and of the manner in which they shall have been disposed of; to pay into the treasury once in every month, the amount of all fines recovered by him; to visit, from time to time, the several bake houses, and other places where bread is sold, to examine the weight of such as may be there exposed for sale, and seize all which shall not be made according to the regulations then in force; to rent out the stalls of the market house, collect the rents, and after deducting a commission of five

Clerk of the market appointed.

His duties.

Digitized by Google

per cent therefrom, to pay the proceeds to the treasurer of the corporation. 1821.

Market hours.

SEC. 2. *And be it further enacted*, That the market hours shall continue, during the morning, until ten o'clock, from the first day of April, until the first day of October; and until eleven o'clock, from the first day of October until the first day of April, except on Sundays, when the market shall close at nine o'clock; and no butchers' meat shall be exposed to sale on Sunday, from the first day of October until the first day of April.

No person to purchase any provisions during market hours except at the market house.

SEC. 3. *And be it further enacted*, That no person shall, during market hours, make sale of, or offer, or expose to sale, nor shall any person purchase any kind of meat, poultry, butter, eggs, or vegetables, at any place within the corporation, except at the market house. Every person who shall sell, or offer, or expose for sale, any of the articles aforesaid, and every person who shall purchase the same contrary to this act, shall severally forfeit and pay two dollars. *Provided*, That nothing herein contained shall be construed to extend to the sale and purchase of butter in firkins, beef and pork for salting, or already salted, or of fish.

Penalty for buying provisions at the market to sell again.

SEC. 4. *And be it further enacted*, That no person shall, directly or indirectly, buy, during market hours, at the market house, or in or about the market square, for the purpose of being sold again within the town, or elsewhere, any kind of meat, poultry, eggs, butter, or vegetables, fish, or meal. Every person who shall offend herein, shall forfeit and pay five dollars for each offence.

Provisions purchased in town not to be sold in the market.

SEC. 5. *And be it further enacted*, That no person shall sell, or offer, or expose to sale, in the market, any kind of provisions which shall have been before purchased there, excepting beef, pork, and fish, after they shall have been salted and dried. All provisions so exposed for sale, contrary to the prohibition of this section, shall be forfeited and seized by the clerk of the market, and the person

Digitized by Google

1821. so selling, offering, or exposing for sale, such provisions as are herein before described, shall for each offence forfeit and pay the sum of four dollars.

Hucksters not to buy more than a certain qantity in market.

SEC. 6. *And be it further enacted*, That no huckster, or other person, who usually purchases provisions for the purpose of selling them again, shall, during market hours, purchase at the market, any greater quantity of provisions, there exposed to sale, than what shall be sufficient for the use of his, or her family, nor any greater quantity of Indian corn meal than two bushels; and if any such person shall so offend, the surplus of provisions, or if Indian corn meal (as the case may be), so purchased, shall be forfeited, and seized by the clerk of the market, and such person so offending, shall also forfeit and pay the sum of four dollars for each offence.

No blown or tainted meat to be sold under a penalty.

SEC. 7. *And be it further enacted*, That no person or persons shall offer, or expose to sale, any blown, measly, tainted, or unsound meat, at the market house, or at any other place within the limits of the corporation. Any person or persons so offending, shall, for each offence, forfeit and pay five dollars, and all meats so exposed to sale, shall be forfeited, and seized by the clerk of the market, and if disordered, or unsound, shall be buried.

Butter of false weight to be seized.

SEC. 8. *And be it further enacted*, That all butter which shall be exposed for sale, shall be sold by weight. All persons selling or buying contrary to the provisions of this section, shall forfeit and pay the sum of one dollar. All butter in pieces, or in cakes, purporting to be of a certain weight, and which shall be found, on trial, not to contain the weight pretended, shall be forfeited, and seized by the clerk of the market.

Indian corn meal, rye meal, shorts, and bran, to be sold by weight.

SEC. 9. *And be it further enacted*, That all Indian corn meal, rye meal, shorts, bran, and oats, which shall hereafter be sold within the corporation, shall be sold by weight and not otherwise, allowing forty eight pounds to the bushel, of corn meal

Digitized by Google

and rye meal, thirty two pounds for a bushel of oats and shorts, and twenty pounds for a bushel of bran, and in the same proportion for any greater or less quantity. Any person who shall offer any Indian corn meal, rye meal, shorts, bran, or oats, for sale, in any other manner than is herein prescribed, shall forfeit, and pay a sum not exceeding twenty dollars, nor less than two dollars for every offence. 1821.

Weight of bread.

SEC. 10. *And be it further enacted*, That all bread, exposed or offered for sale, within the limits of the town of Alexandria, shall be in loaves of the weight of eight pounds, four pounds, two pounds, or one pound. Any person offering for sale any bread, short of the weight it purports to be, shall forfeit and pay five dollars for each offence. And it shall be the duty of the clerk of the market, or any sworn officer of the corporation, to seize all bread which shall be of less weight than that which it purports to be; but such clerk, or other officer, shall make reasonable allowance for the deficiency in weight of old or stale bread. And all bread, or other provisions, forfeited and seized under any clause of this act, shall be sent to the alms-house under the direction of the mayor.

How bread &c. forfeited, are to be disposed of.

Appeals allowed parties affected.

SEC. 11. *And be it further enacted*, That in all cases of seizures, made under this act, the party affected thereby may appeal from the decision of the clerk of the market, or person making the seizure, to the mayor, or any other magistrate within the corporation. The clerk of the market, or the person making the seizure, shall immediately, or (if the seizure be made during market hours) upon the close of the market, take the articles seized before the magistrate to whom such appeal shall be made. The magistrate shall hear the allegations of the parties, examine such witnesses as may be produced, and determine thereupon, according to the true intent and meaning of this act.

Digitized by Google

1821. Butchers to remove offal.

SEC. 12. *And be it further enacted*, That it shall be the duty of the butchers and others, bringing the carcases of any slaughtered animals to market, to carry from thence, the feet, heads, and haslets, or other parts, of such animals remaining unsold. Any person leaving in the market space, or throwing, or causing to be thrown, into the streets any feet, heads, or haslets, or other part, of such animals, shall forfeit and pay the sum of two dollars for every such offence.

Clerk of the market to be sealer & adjuster of weights & measures. Duty.

SEC. 13. *And be it further enacted*, That the person appointed clerk of the market, shall also hold the place of sealer and adjuster of weights and measures. It shall be his duty to take care of the set of weights and measures belonging to the corporation. He shall, at least twice in every year, examine and try all scales, steelyards, and weights, and all cloth, dry and liquid measures, made use of, within the corporation, and adjust the same to the standard of the corporation, and when so adjusted, shall stamp or brand them with the letters A. C. in some conspicuous place, unless they should be already stamped and branded as herein directed; for which last mentioned services, the adjuster and sealer of weights and measures, shall be entitled to demand and receive the following fees, that is to say: for every pair of scales or steelyards adjusted and stamped, twelve cents; for every dry measure adjusted, branded, or stamped, twelve cents; for every liquid measure adjusted and branded, or stamped, three cents; for every weight above seven pounds, adjusted and stamped, six cents; for every weight of seven pounds, and under, adjusted and stamped, three cents; for trying and examining any of the aforesaid scales, steelyards, weights, or measures, which had before been stamped or branded, if they be found to correspond with the standard, and not to require any alteration, one third of the fees allowed above, except that he shall receive no compensation for any other than the first

Digitized by Google

examination in each year; but, in all cases, and in every examination, where any steelyards, scales, weights and measures, which had before been stamped or branded, shall require any alteration to make them conformable to the standard, he shall be entitled to the same fees as are before allowed for adjusting and stamping, or branding.

Sec. 14. *And be it further enacted*, That if any person or persons shall refuse to shew to the clerk of the market, his, her, or their, weights, or measures, on demand, whenever he shall call to examine the same, or if any person shall, in any manner, obstruct the said clerk in the examination of any of the weights and measures within the town of Alexandria, or shall prevent him from examining the same, every such person so offending, shall, for each offence, forfeit and pay twenty dollars.

Penalty for refusing to shew weights, &c. to the clerk of the market.

Sec. 15. *And be it further enacted*, That it shall further be the duty of the adjuster of weights and measures, to adjust the weights and measures of every person requiring him so to do, and tendering the fees allowed for the same; and to brand and stamp the weights and measures so adjusted, according to the directions of this act; and if he, at any time, shall have just cause to suspect, or if information shall be given him, that any person makes use of false weights or measures, he shall examine the weights and measures of such person, and adjust them to the proper standards. And if any person shall, knowingly, make use of false steelyards, scales, weights, or measures, he, she, or they, shall forfeit and pay, for every pair of false steelyards, or scales so used, the sum of five dollars, and for every false weight or measure, two dollars, and the said false scales, steelyards, weights and measures, shall be seized and destroyed by the sealer and adjuster of weights and measures.

Duty of sealer and adjuster of weights & measures.

Penalty for using false weights &c.

Sec. 16. *And be it further enacted*, That if any person in buying or selling any article, which is generally bought or sold by weight or measure,

Digitized by Google

1821. shall make use of any scales, steelyards, weights, or measures, not adjusted, and stamped or branded according to the directions of this act, the person so offending, shall, for every offence, forfeit and pay the sum of two dollars.

Penalty for using scales, weights, &c. not adjusted and stamped.

Sec. 17. *And be it further enacted*, That if the clerk of the market, and sealer and adjuster of weights and measures, shall neglect or refuse to discharge the duties imposed on him by this act, in either capacity, or if he shall demand or receive any greater fees than shall be allowed him by the laws of the corporation, or if he demand or receive any fee where none shall be allowed, he shall for each offence, forfeit and pay fifty dollars, and shall, moreover, be removed from office.

Penalty on clerk of market and sealer of weights &c. for neglect, extortion, &c.

Sec. 18. *And be it further enacted*, That for the several duties to be performed by the clerk of the market, and sealer and adjuster of weights and measures, he shall receive from the common council, in addition to the fees before allowed, an annual salary, to be fixed by the common council.

Salary of the clerk of market.

Sec. 19. *And be it further enacted*, That no person shall, between the first day of March, and the first day of June, in any year, purchase within the limits of the town of Alexandria, fresh shad or herrings, or other fish, for the purpose of selling the same again, uncured, within the said limits, except the same shall be sold at the market house, and within market hours. Every person who shall offend herein, shall forfeit and pay five dollars for each offence.

Penalty for buying fresh fish to sell again.

Sec. 20. *And be it further enacted*, That no baker, or other person, their servants or apprentices, shall offer for sale, or hawk, or peddle, through the streets of the town, after market hours, any cakes or confectionary, in baskets or otherwise, without first having obtained a license from the mayor for the same, which license the mayor is authorized to grant, on satisfactory proof appearing to him of the honesty, and good demeanour

No baker or other person to hawk cakes or confectionary through the streets, after market hours, without license.

Digitized by Google

of the person applying, and on his or her paying to the said mayor, the sum of five dollars, which license shall be annually renewed, and may be revoked for misbehaviour at the discretion of the mayor. Every person offering for sale, or hawking, or peddling through the streets, after market hours, any cakes, or confectionary, without a license as aforesaid, shall forfeit and pay the sum of two dollars for every such offence; which fine and costs shall be paid by the master or mistress of such servant or apprentice.

Penalty.

Sec. 21. *And be it further enacted*, That the mayor may annually grant a license under the seal of the corporation, to such person or company of persons as he may think proper, to hold a market for the purchase and sale of carriages, horses, and cattle, by auction or private sale, within the town of Alexandria: *Provided*, That such license shall not be granted for a longer term than one year, nor shall more than one such market be holden within the said town, nor shall such license be granted until the person, or persons, applying for such license, shall give bond to the common council of Alexandria, in the penalty of one thousand dollars, with good security, to be approved by the mayor, for the payment of the sum of fifty dollars, for the use of the corporation, within one year next after the date of such license, and for the due and faithful performance of all the duties of keeper of the said market; which bond shall be delivered to the clerk of the common council, and shall not become void, on the first recovery, but may be put in suit, and prosecuted, from time to time, by and at the costs of any person injured by a breach thereof, until the whole penalty shall be recovered. And for any misconduct in office, of the keeper of the said market, the common council shall have full power to recall, and make void, any license which may be granted in pursuance of this act.

Horse market.

License.

Power to recall the license.

Digitized by Google

1821. Duty of keeper of horse market, &c.

SEC. 22. *And be it further enacted*, That the keeper of the market, licensed as aforesaid, shall have authority to sell, at public sale, any horses, carriages, or cattle, which may be intrusted to him for that purpose; but shall not himself, purchase on his own account, horses thus sold; and on the day after any sale made, he shall render to the proprietor an account of such sale, and the proceeds thereof, deducting therefrom two and an half per cent commission. And in all cases where the property offered will not produce the price limited, he shall be at liberty to charge one fourth of the commission above mentioned, and no more.

His commission.

SEC. 23. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in Council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT, reducing into one, and amending the several acts respecting assessors, and collectors of taxes, and the treasurer of the corporation.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That there shall be appointed annually, in the month of March, or oftener, if necessary, by the common council, two assessors, who, before they shall act as such, shall make oath, or solemn affirmation, in due form of law, faithfully and impartially to discharge the duties of the office. It shall be their duty immediately after their appointment and qualification to proceed to value the houses and lots within the limits of the town, and to demand from the master or mistress of every

Assessors appointed.

Duty.

Digitized by Google

family therein, a list of all male tytheables, particularizing the same by name, belonging to, or residing in, every such family, and also from every owner of taxable property, a list of such property. And if any such master, or mistress, of a family, or any owner of taxable property, shall neglect or refuse to give any such list, or shall refuse to give to any assessor demanding the same, a true verbal statement of all such tytheables and taxable property, within five days after demand thereof, in writing, (specifying the kinds of property liable to taxation) shall have been made by such assessor, the person so offending shall forfeit and pay twenty dollars. And if any person who shall wilfully omit or misrepresent, in any such list or statement given to any such assessor, any titheable or taxable property, or shall in any other manner wilfully conceal the same from the knowledge of the assessors, the person so offending, shall forfeit and pay double the amount of the tax imposed on such tytheable, or taxable property. Every merchant, shop keeper, mechanic, or other person, having in his, or her, service, or employment, any clerk, journeyman, apprentice, or assistant, not being a housekeeper, shall render an account of the same, in his or her list of tytheables, and shall be accountable for the capitation tax which may be imposed upon such tytheable, in like manner and under the same penalties as if such tytheable were a member of his or her family. And when a tytheable belonging to or residing with, a master or mistress of a family, shall be in the employ of any person other than the said master or mistress of such family, such master or mistress shall not be liable for the tax upon such tytheable, and shall not be obliged to include him in his, or her, list of tythaebles. The assessor shall return to the clerk of the common council, the list of tytheables and taxable property, and the valuation made by them pursuant to this act, within forty days after their appointment.

Penalty for not giving assessors a list of property, titheables, &c.

Penalty for false list.

Merchants, mechanics, &c. to render a list of clerks, &c. and liable for their capitation tax.

List of tytheables, &c. to be returned to the clerk of the council.

Digitized by Google

1821. And it shall also be their duty to attend at the court of appeals, and t here give information relating to such matters as shall be brought before the said court, and if any person appointed assessor shall fail to make his return as aforesaid, he shall forfeit and pay one hundred dollars.

Penalty.

Court of appeals.

SEC. 2. *And be it further enacted*, That not less than ten days notice shall be given in the papers, of the time at which the common council will set as a court of appeals, at which time they shall hear and determine all appeals which may be made to them for the remission of taxes, and they shall hear on oath or affirmation, such persons as represent themselves aggrieved. And it shall be the duty of all persons making an appeal, to come forward prepared to give a just and full account of all matters liable to taxation, and shall also be prepared to describe, in a particular manner, the dimensions and situation of such real property as is owned by them, or which belonged to them at the time the assessment was made.

Duty of persons making appeals.

Salary of assessors.

SEC. 3. *And be it further enacted*, That the sum of one hundred dollars be annually appropriated, payable out of the general fund, as a compensation for the services of each of the assessors.

Collector appointed.

Duty.

SEC. 4. *And be it further enacted*, That there shall be appointed by the common council, annually, or oftener, if necessary, two collectors; one for the northern, and one for the southern district; whose duty it shall be to collect all taxes, and rents due to the corporation, unless the collection thereof, or any part thereof, should be assigned to some other officer. Each collector before entering on the duties of his office, shall take an oath, or solemn affirmation, and give bond and good security, to be approved by the mayor, in at least double the amount at which such taxes, rents, and other claims shall be estimated, which may be given to him to collect, for the faithful discharge of his duties as collector; which bond shall be lodged

Bond and oath.

Digitized by Google

with the clerk of the common council for safe keeping, together with a certificate of such oath or affirmation as aforesaid. The said collector shall be allowed a commission for collecting and paying the same into the treasury for the use of the corporation, which commission shall be fixed by the council before his appointment to office.

Sec. 5. *And be it further enacted*, That each collector shall on Monday of each week, in every year, render a just account of, and bring in, and pay to the treasurer, all money he shall have received, for taxes, or rents, or any other account for the use of the corporation, and shall immediately return an account of the same to the auditor. He shall also render to the common council, on or before the first Monday in December, in each year, a complete account of his collections and payments, specially stating in such account, the names of all insolvents, and defaulters, and the sums respectively due by them. Any collector who shall fail to render such weekly account, as is herein directed, shall forfeit and pay for each neglect, the sum of ten dollars, and if he shall fail to render his account in the month of December, as required by this act, he shall forfeit and pay the sum of one hundred dollars.

Duty of Collector.

Penalty.

Sec. 6. *And be it further enacted*, That for defraying the expenses of the watch, there shall be paid annually the following taxes, that is to say: by every banking institution, owner, or occupier of a sugar refinery, or lumber yard, every wholesale merchant in the dry goods, grocery, or produce business, whose business principally consists in the importing, exporting, or purchasing, of any kind of goods, and selling them to others, for the purpose of selling them again, and by every tavern keeper, or occupier of a brewery, distillery, or biscuit bake house, eight dollars; by every retail storekeeper, druggist, or apothecary, five dollars; by every shop keeper, and loaf bread baker, two

Watch tax.

Digitized by Google

1821. dollars and fifty cents; and by every occupier of a dwelling house, store house, or warehouse, for every story in such house, one dollar. Any person who shall keep more stores or shops than one, shall be liable to a separate tax for each store or shop, and any person who shall keep a wholesale and retail store in different houses, shall be liable to the tax of a wholesale merchant and retail storekeeper.

SEC. 7. *And be it further enacted*, That any person or persons, who may commence selling by wholesale, or retail, or as a shop keeper, after the period when the assessors shall have made their returns, shall, nevertheless, be subject to the payment of the tax imposed by this act, and the mayor shall be, and he is hereby, authorized to grant a license to persons applying for the same; which license shall continue and be in force until the next assessment shall be made. Any person or persons who shall not have been returned by the assessors, and who shall sell, or offer for sale, any articles without such license, shall be liable to the penalty of double the amount of the tax for which he would have been liable.

Assessors' duty.

SEC. 8. *And be it further enacted*, That it shall be the duty of the assessors, annually, and at the time of making the return of the general assessment, to make out also, and return to the clerk of the council, a list of all persons liable to the taxes heretofore mentioned, for the defraying the expenses of the watch.

Collection of taxes.

SEC. 9. *And be it further enacted*, That all taxes may be collected by distress, and sale of the goods and chattels of the person liable therefor, if they shall not be paid within ten days after payment of the same shall have been demanded: *Provided*, That no sale of such goods and chattels shall be made until after the expiration of ten days from the time of seizing the same, and notice of such seizure, given, in writing, to the owner thereof, or to the person in whose possession they were at the

Digitized by Google

time of seizure. And such distress and sale shall be made only by the collector, and if sufficient goods and chattels of the person liable for any tax, cannot be found whereof to make distress, such tax may be recovered in the same manner as any other debt due the corporation. 1821.

SEC. 10. *And be it further enacted*, That there shall be appointed by the common council, annually, or oftener if necessary, a treasurer of the corporation, who, before entering on the duties of his office, shall give bond in the penalty of twenty thousand dollars, with good security, to be approved by the mayor, payable to the common council of Alexandria, conditioned for the faithful discharge of the duties of his office, which bond shall be delivered to the clerk of the common council for safe keeping. The treasurer shall also make oath or affirmation, in due form of law, faithfully to perform the duties of his office, and to execute the trust reposed in him as treasurer of the corporation of Alexandria, and shall deliver a certificate thereof to the clerk of the common council. Treasurer appointed.

SEC. 11. *And be it further enacted*, That the treasurer, so appointed, shall receive all moneys payable into the treasury of the corporation for public uses, and shall demand, and receive from the collectors of taxes, all sums of money received by them for the use of the corporation. He shall pay such money for such purposes only, and on such warrants, as the laws of the corporation shall direct. He shall keep in a book, to be provided for that purpose, at the public expense, a true and faithful account of all money received by him for the use of the corporation, and of the manner in which the same shall be applied; and shall, on, or before, the first Tuesday in February, in every year, or oftener, if required, lay before the council, or any committee of their body, appointed for that purpose, all the accounts of the treasury, and shall produce the money in his hands. And if the said Duty of treasurer.

Digitized by Google

1821. treasurer shall fail to account with, or pay to the council, or their committee, or to any creditor of the corporation, properly authorised to demand the same, any money received by him as treasurer, when thereto required, the said treasurer and his securities shall be liable to a judgment, on motion in the name of the mayor and common council, for the full amount of the money for which he shall be so chargeable: *Provided*, ten days previous notice be given to the said treasurer and his securities, of the time of making such motion, and of the court in which it shall be made.

Tenure of office.

SEC. 12. *And be it further enacted*, That the treasurer of the corporation shall hold his office for one year, and until another shall be appointed in his place, but may be removed, at any time, by the common council, and shall be removed if he shall misapply any part of the money or funds of the corporation entrusted to his care. He shall be allowed for his services such compensation as may be fixed by the common council. And it shall not be lawful for him to pay or disburse any money paid into his hands on account of the corporation, unless upon a warrant drawn on him by the auditor, and countersigned by the mayor.

Compensation.

No money paid without warrant.

SEC. 13. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

Digitized by Google

AN ACT, reducing into one, and amending the several acts respecting the Watch. 1821.

Watch.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That the common council, at such time, and in such manner, as they shall think proper, shall annually, or oftener, if necessary, appoint a superintendent of the watch, and six, or more, watchmen. And it shall be the duty of the superintendent of the watch, to see that the watchmen perform their duties faithfully and attentively; to give them, from time to time, such orders and instructions, in regard to the manner of performing their duty, as he may deem necessary or proper; to assign to them the districts they are respectively to patrol; to receive and take charge of all such disorderly, or suspicious persons, as may be apprehended, and brought to him by the watchmen, and to confine such persons, if he shall think proper, in the watch house, until the morning, at which time he shall take them to the mayor, or other magistrate, to be examined.

Superintendent of watch.

His duties.

SEC. 2. *And be it further enacted*, That if any watchman shall be found sleeping, when it is his duty to watch, or shall be guilty of any neglect of duty, he shall, on proof thereof, be discharged, and shall forfeit all such wages or salary as shall then be due to him. The superintendent of the watch, and each watchman, shall receive an annual salary, to be fixed by the common council, and to be paid quarterly. If any watchman should be prevented, by sickness, or any other cause, from performing his duty, the superintendent shall employ some other person to act in his place, during the inability of such watchman, whose salary during such time, shall be applied to the payment of the person so employed.

Salary.

SEC. 3. *And be it further enacted*, That for the better regulation of the watch, and for the

Regulation of the watch.

Digitized by Google

1821. protection of the property of the citizens, the following regulations shall be observed :—

First. The watch are to patrol from ten o'clock until day break, and shall include the suburbs of the town in their rounds.

Second. Every watchman found intoxicated on duty, shall be immediately suspended by the superintendent of the watch, and he shall forthwith report his case to the mayor, who shall inquire into his conduct, and if he shall be satisfied of his guilt, he shall continue the suspension, and report the case to the common council.

Third. Every watchman on duty, is enjoined to patrol in his district, and shall not be permitted to set or stand still, or enter any shop, grocery store, or house, unless the watch house, unless in discharge of his duty.

Fourth. Every watchman shall, in case of the cry of fire, alarm the citizens immediately, and the superintendent of the watch shall, forthwith, cause the alarm bell to be rung, and shall also make known the place where it may be.

Fifth. Every watchman is enjoined to prevent or suppress riotous conduct in the streets, and in houses, especially in public houses, and require all suspicious persons whom he shall find in the streets, to give a satisfactory account of themselves; if they shall refuse to give such an account, they are to be conducted to the superintendent of the watch, who, if they persist in refusing to give a satisfactory account of themselves, shall commit them to the watch house, until the next morning.

Sixth. All persons who shall be found at disorderly houses, or at a party of slaves, or people of colour, except upon lawful business, are to be treated in the same manner as suspicious characters found in the streets. All servants, unless it shall appear to the satisfaction of the superinten-

Digitized by Google

dent of the watch, that they are going on the business of their respective masters, mistresses, or employers, or with their permission, shall be treated in the same manner.

Seventh. The meetings of the people of colour, for any purpose, are not to be permitted to continue longer than ten o'clock at night; they are to be dispersed at that hour by the watch, and if they do not then disperse, they are to be treated as suspicious characters are herein before directed to be treated.

Sec. 4. *And be it further enacted*, That in case of the resignation, death, or removal from the town of any of the watchmen, during the recess of the common council, the mayor is hereby authorised to employ some proper person to act in the place of such watchman, until the next meeting of the common council, when the vacancy shall be filled.

Vacancies to be supplied.

Sec. 5. *And be it further enacted*, That when any person shall be brought before the mayor, or any justice of the peace for the county of Alexandria, by the superintendent of the watch, the mayor, or justice, may fine such person one dollar and fifty cents, if he shall find him guilty of any breach of the peace, or of disorderly conduct, which fine and the costs, if imposed upon any free person under twenty-one years of age, shall be paid by the parent or guardian of such person, and if imposed upon any apprentice, servant, or slave, shall be paid by the master, mistress, or owner, of such apprentice, servant, or slave, respectively. And if the master, mistress, or owner, of any such slave, shall not pay such fine on demand, the mayor, or justice, may order such slave to be whipped, not exceeding fifteen stripes, for each offence.

Fine for breach of peace, &c.

Sec. 6. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Digitized by Google

1821. Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, reducing into one and amending the several acts respecting the Alms and Work House, and the support of the Poor.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That the common council shall, annually, or oftener, if necessary, appoint a fit and proper person to act as keeper of the poor house, and work house, whose duty it shall be to receive, and take charge of, all poor persons sent to the poor house, by order of the mayor, or trustees of the said poor house; to take charge of, and keep employed, all persons committed to the work house by direction of the said trustees, or any justice of the peace in the town of Alexandria, and of all slaves sent by their masters or mistresses; to procure, at the expense of the corporation, and under the direction of the trustees hereafter mentioned, suitable diet, washing, lodging, and clothing for the poor, and to procure such accommodations for those committed to the work house, as the said trustees may, from time to time direct; to enter in a book, to be kept for that purpose, the names of all persons sent to the poor house, or work house, with the times of their entry and discharge; in which book shall also be kept, an exact account of all the expenses incurred in his office, stating separately and distinctly, the expenses of each house; to procure, under the direction of the said trustees, suitable materials for the labor of those committed to his care; and to dispose of the produce of their labor as he may be directed by

Keeper of the Poor and Work House.

Digitized by Google

the said trustees; to demand, and receive, from all free persons confined in the work house, one dollar for commitment and release, and thirty-four cents for each day's confinement; and the same fees and rates for all slaves, to be paid by their respective masters, or mistresses, before their dismissal; which several fees, and allowances, shall be regularly accounted for, to the board of trustees, and at the end of every month, to settle with, and pay to, the said trustees, all moneys that may arise from the fees and subsistence of those committed to the work house, and the labor of those who are under his care. 1821.

SEC. 2. *And be it further enacted*, That the said common council shall, annually, or oftener, if necessary, elect four capable persons, from among the citizens of the town of Alexandria (one from each ward), who, with the mayor and the president of the said common council, shall compose the board of trustees, and shall superintend the poor and work houses for one year. It shall be the duty of the trustees so appointed, to attend at the poor and work house, at least, once a month; and it shall, moreover, be the duty of two members of the board of trustees, to attend at least once in every week, during their continuance in office. And the said trustees shall inspect particularly into the state of those in each house; shall direct in what manner they shall be provided for; and order what materials shall be procured for their labor, and generally, may make such regulations relative to the conduct of the keeper, and those under his charge, as they may deem most conducive to the public interest.

SEC. 3. *And be it further enacted*, That the keeper of the poor and work house, shall hold his office at the pleasure of the common council, and shall receive for his services a compensation to be fixed by the council. Compensation of keeper.

Digitized by Google

1821. Mayor may commit to the work house for want of security.

SEC. 4. *And be it further enacted*, That it shall be lawful for the mayor of Alexandria, or any justice of the peace of the county of Alexandria, to commit to the work house of the corporation, any person or persons who shall have been required by the mayor, or such justice of the peace, to give security for keeping the peace, or to be of good behaviour, there to remain until such security be given, or until he, she, or they, shall be otherwise discharged by due course of law. And it shall also be lawful for the mayor, or any such justice, to commit to the said work house, all persons who shall be liable to confinement under any law, for the restraint or punishment of vagrants.

SEC. 5. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in Council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT, reducing into one, and amending the several acts respecting Slaves, Free Negroes, Mulattoes, Vagrants, Idle and Disorderly Persons, Runaways, Disturbers of Religious Worship, and the preservation of order on the Sabbath.

WHEREAS, by the first section of an act of the congress of the United States, passed on the twenty-seventh day of February, in the year one thousand eight hundred and one, entitled, "An act concerning the District of Columbia," it is declared, that the laws of the state of Virginia, as they then existed, shall be, and continue, in force in that part of the District of Columbia which was ceded by the said state, to the United States: and whereas,

Digitized by Google

several laws passed by the general assembly of the said state of Virginia, previous to the said twenty-seventh day of February, in the year one thousand eight hundred and one, concerning slaves, free negroes, and mulattoes, were on the said twenty-seventh day of February, in the year one thousand eight hundred and one, in force in the said state of Virginia.

Duty of the mayor and constables.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That it shall be the duty of the mayor of the said town, and of each of the constables in the said town, to cause the said laws of Virginia to be strictly executed within the limits of the said town.

Constables to report to the mayor a list from each ward.

SEC. 2. *And be it further enacted*, That the mayor shall require the said constables, and it shall be their duty, once in every three months, to report to him, the name of every free negro, or mulatto, residing within the limits of the corporation, including in their said report the time when such negro or mulatto removed to the town, and from what place he, or she, last came, and whether such negro, or mulatto, hath any certificate of freedom; and to enable the said constables to perform the duty hereby assigned them, the mayor is hereby required to cause the said lists to be taken by wards, and to assign to each constable, his respective ward, which lists thus returned to the mayor, he shall lay before the common council, which is to be kept safely by the clerk thereof, and upon such report being made as aforesaid, by the said constables to the mayor, he is hereby required, to cause, without delay, the said laws of Virginia to be strictly carried into execution against any free negro, or mulatto, who shall appear to him to come within the true meaning and intent of the said laws of Virginia.

SEC. 3. *And be it further enacted*, That any negro, or mulatto, who hath authentic evidence of his, or her, right to freedom, and who has settled

Digitized by Google

1821. within the limits of the corporation, previous to the ninth day of August, one thousand eight hundred and nine, and who shall be able to produce to the mayor the certificate, or certificates, of one or more respectable white persons residing in the town of Alexandria, stating, that he, she, or they, have known such negro, or mulatto, for at least the last twelve months previous to the date of such certificate, and that such negro, or mulatto, is orderly and honest in his, or her, conduct, and also shall produce to the mayor, his, or her, certificate of freedom, and further upon such free negro, or mulatto, entering into bond in the penalty of fifty dollars, payable to the common council of Alexandria, with one or more sufficient surety, or sureties, for his, or her, good behaviour, during his, or her, residence within the limits of the corporation, the mayor shall be authorized, and he is hereby required, to grant, under the seal of the corporation, to such free negro, or mulatto, a license to remain within the corporation, the free negro, or mulatto, obtaining such license, paying to the mayor the cost of the seal, and the mayor shall keep a register of the names of all such free negroes and mulattoes, to whom he may grant such license, and shall return to the clerk of the council, to be preserved by him, all bonds taken under this act; and any free negro, or mulatto, obtaining a license in the manner hereinbefore directed, who shall, after obtaining the same, conduct him or herself, in a riotous, disorderly, or dishonest manner, and shall be thereupon convicted of the same, before the mayor, or any justice of the peace, he, or she, shall forfeit such license, and the mayor is hereby requested to revoke the same, and shall cause the bond hereinbefore required to be given, to be put in suit for the use of the corporation.

What is requisite to obtain permission to remain within the limits of the corporation.

Mayor to grant license.

To keep register of all licenses &c.

Improper conduct a forfeiture of the license.

Bonds to be sued upon.

SEC. 4. *And be it further enacted*, That it shall be the duty of the mayor, to require the constables to return to him, the names of such slaves as

Digitized by Google

are permitted by their masters, mistresses, or owners, to go at large, and trade as freemen, within the limits of the corporation, and also to return to the mayor, a list of such slaves as shall be permitted by their respective masters, owners, or employers, to go at large, and hire themselves within the limits of the corporation, and the mayor upon receiving such returns, shall, without delay, cause the laws passed by the general assembly of Virginia, in force in the county of Alexandria, prohibiting slaves going at large, and trading as freemen, or hiring themselves out, to be duly executed; and every master, mistress, or owner, who shall permit his, or her, slave to go at large, and trade as free, within the limits of the corporation, or who shall permit his, or her, slave to go at large, and hire him, or herself, out, within the limits of the corporation, shall forfeit and pay the sum of twenty dollars, to the use of the corporation, for each slave so trading, or hiring him, or herself out, to be recovered by warrant before the mayor; and if after such conviction, such slave be found again going at large, and trading, or again going at large, and hiring him, or herself out, the owner of master, shall be again liable to the like penalty, to be recovered as aforesaid, and so often after conviction as such slave shall be found so going at large, and trading, or hiring him, or herself out.

1821.

Constables to return the names of slaves permitted to go at large and hire themselves.

Penalty on masters or owners of the slaves.

How recovered.

Sec. 5. *And be it further enacted*, That every free negro, or mulatto, or slave, who shall be, within the limits of the corporation, engaged in playing at any game of cards, or dice, whether for money, or any other article, or not, or other unlawful game, or who shall bet any money, or other article, upon such game, or who shall be present as one of the company, engaged in playing or betting, or in any way aiding or assisting at the same, such free negro, mulatto, or slave, upon conviction thereof before the mayor, shall forfeit and pay to the corporation, for each offence, if a free negro,

Penalty for gaming.

Digitized by Google

1821. or mulatto, the sum of ten dollars, or if a slave, he, or she, shall be publicly whipped, on the bare back, with ten stripes, unless his, or her master, or mistress, will pay the penalty of five dollars.

Penalty on persons guilty of indecent or obscene conduct.

SEC. 6. *And be it further enacted*, That if any person shall be guilty of appearing publicly in the streets drunk, or of uttering in a loud and audible voice, indecent and obscene expressions, or words, in the public streets, or be guilty of indecent and obscene gestures, or actions, or of writing, at any time, upon the door or side of any house, or upon any wall or fence, or railing or pailing, any indecent or obscene word, or words, or of drawing upon any door, or side of any house, or upon any wall or fence, or railing or pailing, any indecent or obscene pictures, or of singing or repeating, in a loud and audible voice, any indecent or obscene song or songs, or of profane swearing, or of stripping himself naked, in the day time, in a public street, lane or alley, or on, or at, any of the docks or wharves, or at or in any other public place, or shall, while naked, swim or wash in, or near, any of the said docks, or follow any ferry-boat, with passengers in the same, except for the purpose of self-preservation, or of preserving any person, and being thereof convicted before the mayor, or any justice of the peace, every such person, if a white person, shall forfeit and pay to the use of the corporation, the sum of five dollars for each offence; and if a free negro, or mulatto, the sum of five dollars; or if a slave, he, or she, shall be publicly whipped on the bare back with ten stripes, unless his, or her master, or mistress, will pay the said penalty of five dollars, and in case any of the offences enumerated in this section shall be committed by a minor, the parent, guardian, or master of such minor shall forfeit and pay a fine of two dollars for each and every offence.

In case they are free.

SEC. 7. *And be it further enacted*, That no person shall attend any dance, or other assembly of colored people, for the purpose of amusement,

Digitized by Google

within the limits of the town of Alexandria, unless a previous license, in writing, shall have been obtained for such dance or assembly, from the mayor, specifying the place at which such assembly shall meet, and the hour at which it shall be dispersed, nor unless notice of such license shall have been given to the superintendent of the watch, and to one or more of the constables of the town, whose duty it shall be to attend at the hour appointed for the dispersion, or breaking up of such assembly, and see that the same be dispersed accordingly. No person shall permit his, or her house, or any part thereof, to be used for any such dance or assembly, without such previous license obtained as aforesaid. Every free person who shall be at any such unlicensed dance or assembly, as a member of the company, or a partaker of the amusement thereof, or who shall permit his or her house, or any part thereof, to be used for any such unlicensed dance or assembly, shall forfeit and pay the sum of ten dollars; and if any person so offending shall be a slave, or if any slave shall be present at any such dance or assembly, whether the same be licensed or not, without a written permit from his, or her owner, master, or employer, every slave so offending shall be publicly whipped on the bare back with ten stripes, unless his or her master, owner, or employer, will pay for the use of the corporation, a fine of two dollars. 1821. License for assemblies of negroes.

Sec. 8. *And be it further enacted*, That it shall be the duty of every constable of the town, having knowledge or notice of any collection of boys, or other persons, within the limits of the town, playing at any game dangerous to themselves or others, or which shall disturb the peace and quiet of the inhabitants, to request such boys, or other persons, to discontinue such game and disturbance, and if they shall fail so to do, upon such request, such constable shall apprehend them, or some of them, and take such as he may apprehend before the mayor, Boys not to play at dangerous games. Duty of constables

Digitized by Google

1821. or some justice of the peace in the town of Alexandria, who, if he shall be satisfied by evidence of the guilt of any of them, may fine such guilty person, or persons, each in a sum not exceeding two dollars; and if the person so fined shall be under the age of twenty-one years, such fine and costs shall be paid by the parent, guardian, master, or mistress, and may be levied by distress, and sale of his, or her, goods and chattels.

Penalty.

SEC. 9. *And be it further enacted*, That when any constable of the town of Alexandria shall have notice or knowledge of any vagrant being within the said town, he shall inform the mayor, or some justice of the peace in the said town, who, upon receiving such information on oath, shall cause such vagrant to be brought before him, and if, upon due examination, he shall adjudge such person to be a vagrant within the meaning of the laws in force in the county of Alexandria, he shall commit such vagrant to the work-house, for a term not exceeding three months, there to be employed in labor for the benefit of the corporation.

Vagrants.

SEC. 10. *And be it further enacted*, That if any person shall, at any time, disturb any religious society, by making riotous noise without the house, in which such society may be collected, and shall not disperse upon being required by any member of, or hearer in, such society, such person, or persons, if white persons, upon being convicted thereof, shall forfeit and pay the sum of five dollars for each offence, and if a free negro, or mulatto, the sum of five dollars; or if a slave, he, or she, shall be publicly whipped on the bare back with stripes, unless his, or her master, or mistress, will pay the said penalty of five dollars; or if a minor, the parent, guardian, or master of such minor, shall forfeit and pay the sum of five dollars to the use of the corporation.

Persons disturbing any religious society how punished.

SEC. 11. *And be it further enacted*, That it shall be the duty of the police constables of the town, to apprehend every negro or mulatto, who

Digitized by Google

they shall have probable cause to suspect to be a runaway, and take him, or her, before the mayor, or one of the justices of the peace for the county of Alexandria, and the mayor, or justice, shall, if he hath probable cause to believe such negro, or mulatto is a runaway, by his warrant, commit him, or her, to the jail of the corporation, or county of Alexandria, and as soon as he can ascertain where the owner of such runaway resides, to cause the owner to be informed of the apprehension and commitment of such runaway. And if the negro so committed shall prove to be a runaway, the said constable shall be entited to demand, and receive, from the master, or mistress, of such runaway, the sum of five dollars, upon the delivery of the same. 1821. Constables to apprehend runaways.

Sec. 12. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT, reducing into one and amending the several acts respecting Gunpowder, and the Keeper of the Powder house.

Sec. 1 *Be it enacted by the Common Council of Alexandria*, That the said common council shall, annually, or oftener, if necessary, appoint a proper person, to act as keeper of the powder house, who, before he shall enter on his office, shall give bond to the said common council in the penalty of fifteen hundred dollars, with good security, to be approved by the mayor, conditioned for the faithful performance of his duty, and well and truly to account Keeper of Powder House

Digitized by Google

1821. for all gunpowder delivered to him, with the owner or person who shall have delivered the same; which bond shall be delivered to the clerk of the council.

His duty. SEC. 2. *And be it further enacted*, That the keeper of the powder house shall receive and deliver gunpowder when required, every day in the week, Sunday excepted, from sun-rise to sun-set; he shall keep an account of all gunpowder so received and delivered, which account he shall deliver to the auditor, to be laid before the council, on or before the tenth day of March, in each year; he shall preserve the gunpowder delivered to him, in the same condition he shall receive it, to the best of his power; and he shall give timely information to the council of any repairs the powder house may require. For which services he shall receive a salary to be fixed by the common council.

No person to keep a greater quantity of gunpowder than fifty pounds within the corporation. SEC. 3. *And be it further enacted*, That no person shall keep in any warehouse, store, shop, or other place, within the limits of the corporation, any quantity of gunpowder exceeding fifty pounds. Every quantity of gunpowder kept for retailing, within the limits aforesaid, shall be preserved in vessels of tin or stone, with narrow openings, and carefully stopped. Any person who shall keep any gunpowder within the corporation contrary to the intent and meaning of this act, shall forfeit and pay for every pound of powder, the sum of one dollar, for every twenty-four hours it shall be so kept.

SEC. 4. *And be it further enacted*, That every person who shall hereafter receive by any vessel, or by any wagon or other carriage, any quantity of gunpowder greater than fifty pounds, shall, forthwith cause the same to be conveyed to the powder house, there to remain at his, or her, risk until demanded; and any person who shall sell a greater quantity than fifty pounds, shall cause the same to be delivered to the vessel, wagon, or other carriage; and in case it shall be taken into any

Digitized by Google

house, store, or warehouse, it shall be removed thence within four hours after the same shall have been received. *Provided*, That nothing herein contained, shall be construed to subject the master, or owner, of any vessel, to any penalty for taking on board, within one day before such vessel shall sail, whatever quantity of gunpowder may be necessary for the consumption of the said vessel, or for exportation. No master of a vessel shall receive on board, or deliver from any vessel, a greater quantity of gunpowder than twenty kegs, unless the same shall be received or delivered at the county wharf, or to the northward thereof. Any person offending herein shall forfeit and pay fifty dollars for each offence.

Sec. 5. *And be it further enacted*, That in addition to the salary above allowed, the keeper of the powder house shall be entitled to demand and receive for his own use, from the person, or persons, depositing any gunpowder in the said house, the following fees and no other, that is to say: for every cask, twenty-five cents for the first month it may remain in his care, and the same fee if taken away within that time, and six cents for every month after; for every half cask, twenty-cents for the first month, and the same fee if it be taken away before the expiration of that time, and four cents a month for any longer time; for every quarter cask, twelve cents for the first month, and the same price if removed before the end of the month, and three cents a month for any longer time.

Sec. 6. *And be it further enacted*, That it shall hereafter be the duty of the superintendent of police, to examine any ship or other vessel in the harbor, or any house, cellar, yard, or other place, where he, or the mayor, shall have good cause to suspect a greater quantity of gunpowder is kept than is allowed by law, and if any such shall be discovered, to order the owner or person, in

Superintendent of police to search for powder in vessels and houses, &c.

Digitized by Google

1821. whose keeping or possession the same shall be, or on whose premises the same shall be found, to remove the same, without delay, to the powder house, and to enforce the penalty of the law for having kept the same in their houses, or on the premises, contrary to law; which penalties shall be applied to the use of the corporation solely. And if any person, or persons, owning or occupying the premises where such powder shall be suspected to be, shall refuse to let the superintendent of police examine the place or premises, the superintendent shall make application to the mayor, stating, on oath, the grounds of his suspicion, whereupon the mayor, if the reasons alledged are in his judgment, sufficient to justify a search, shall issue his warrant to the superintendent of police, directing him to make such search, and any person refusing to suffer the superintendent, by virtue of such warrant to make such search, as directed, shall for every three hours he shall continue to refuse such search, forfeit and pay twenty dollars to the corporation.

SEC. 7. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT, reducing into one and amending the several acts respecting Constables.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That the said common council shall, annually, or oftener, if necessary, appoint two police constables, one for the northern district, and

Two police constables to be appointed.

Digitized by Google

one for the southern district, who shall attend to the execution of the laws of the corporation, and be subject to the orders of the superintendent of police, under the direction of the mayor. Each of the said constables shall receive for his services, an annual salary to be fixed by the council, and to be paid quarterly; they shall hold their offices during the pleasure of the common council. No police constable shall hold the office of constable for the county; and if any police constable shall be convicted, before the mayor, on competent testimony, of being an habitual drunkard, and of frequenting tipling shops, or houses of ill fame, except upon business appertaining to his office of police constable, or other lawful business, such constable shall be reported by the mayor to the common council, who shall thereupon remove him from office; and that the mayor shall, from time to time, nominate to council, such persons as he shall deem best qualified to fill the said office of police constable. 1821. Salary.

SEC. 2. *And be it further enacted*, That each of the said constables, before he enters upon the duties of his office, shall take an oath before the mayor, well and faithfully to execute the same, a certificate whereof, signed by the mayor, shall be returned to, and kept by, the clerk of the council, and shall also give bond and security to the said common council, to be approved by the mayor, and to be returned to, and safely kept by, the said clerk, in the penalty of two hundred dollars, conditioned for the faithful discharge of the duties of his office of police constable, for one year from the date thereof. Oath. Bond.

SEC. 3. *And be it further enacted*, That it shall be the duty of each of the said constables, to see that the laws of the common council of Alexandria are duly executed; to make diligent search for offenders against the same, and bring such offenders before the proper authority, to be dealt Duties of the Police constables.

Digitized by Google

1821. with as the law directs; on all occasions to prevent noisy and riotous conduct in the streets, and to execute all lawful precepts and orders to them, or either of them directed. It shall be the duty of such one of them, as shall be designated from time to time by the mayor, to attend every morning at the market, during the busy hours, to keep order, and who, for the time being, shall be under the direction of the clerk of the market; to attend the market more especially on Sunday mornings to disperse the people at nine o'clock, and to see that the negroes of the country leave the town, to prevent the assemblage and riotous play of boys, and other persons on that day; to attend the fish-market from sunrise in the morning, until ten o'clock in the evening, from the twenty-fifth day of March, until the tenth day of May, in each year, there to suppress all species of gambling, and to disperse all riotous or disorderly persons, more particularly on the Sabbath.

Police constables to patrol the streets.

SEC. 4. *And be it further enacted*, That it shall be the duty of each of the said police constables, to patrol every night, from early candle light, until ten o'clock in the evening, such streets, lanes, and alleys, in the town, as shall, from time to time, be assigned to him by the mayor, and to apprehend riotous, noisy, drunken, disorderly, or suspicious persons, found either in any street, lane, or alley, or in any house of ill fame, or of suspicious character, and to carry such persons before the mayor, or some justice of the peace in the said town, to be dealt with as the law shall require: for which said services, each of the said constables shall receive an additional compensation, to be fixed by the council, and to be paid quarterly. It shall be the duty of the superintendent of police, to see that the said police constables perform the duties required of them by this section, and to give immediate notice of any neglect thereof to the mayor. And it shall be the duty of the said police

Additional compensation.

Digitized by Google

constables, to aid the superintendent of police in the execution of his office, and to notice and report to the mayor, all violations of the laws of the common council.

SEC. 5. *And be it further enacted*, That each of the said police constables shall go through his district once a month, and make diligent inquiry concerning all poor persons, and orphan children, who, by law, ought to be sent to the poor house, or should be bound apprentices, and give information thereof to the mayor, who is hereby required to proceed upon such information, to dispose of such poor persons, or orphan children, as the law directs; and shall also inquire concerning all vagrants, suspicious and disorderly persons, and make their report of the same to the mayor, who shall pursue such measures as the law shall require.

To make inquiries concerning all poor persons & orphans.

SEC. 6. *And be it further enacted*, That if either of the police constables shall receive an execution for any fine payable to the corporation, and shall fail to levy the same, and make return thereof, within fifteen days after he shall receive such execution, he shall forfeit and pay a fine of three dollars for each three days after the expiration of the said fifteen days he shall continue to fail to levy or return the said execution. And if any of the said constables shall fail for ten days after the receipt of any money which he may receive for the use of the corporation, to pay the same either to the mayor, or any justice of the peace before whom the judgment shall be rendered, he shall forfeit and pay for every ten days he shall fail to pay the same, the like fine of three dollars.

Fine on constables for retaining money.

SEC. 7. *And be it further enacted*, That the following fees, in addition to such others as are, or may be, allowed by law, in cases herein enumerated, shall be paid to the said constables for the following services, to wit:

Fees.

For serving a warrant, fifty cents.

For summoning a witness, twenty-five cents.

Digitized by Google

1821. For whipping a servant, to be paid by the master, seventy-five cents.

For serving an execution, or attachment, returnable before the mayor, or any justice of the peace, sixty cents.

For removing any person liable to become chargeable to the corporation, one hundred cents.

For removing to the work house any person ordered there by the mayor, or any justice of the peace, to be paid by the offender sent there, or master, if a slave, one hundred cents.

For serving a notice, issued by the superintendent of police, or attorney of the corporation, fifty cents.

Which fees, in cases to which they shall be properly applicable, shall be taxed against all offenders, in addition to the fines which shall, or may be, imposed by the mayor, or other justice, before whom the same shall be heard.

Mayor's office hours.

Constables to attend.

SEC. 8. *And be it further enacted*, That the mayor may, for the convenience of the public, assign certain hours in the day, for his attendance at his office, for the discharge of his official duties, during which hours it shall be the duty of the said police constables, or of such one of them, as the mayor may, from time to time, designate, to attend at his office; unless engaged elsewhere, in the discharge of his official duty.

SEC. 9. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

AN ACT, reducing into one and amending the several acts respecting Gaugers, Measurers of Lumber, Wood, and Bark, and Inspectors, of Beef, Pork, Fish, Lumber, Whiskey, Peach and Apple Brandy. 1821.

Gaugers, inspectors of whiskey, &c. beef, pork, fish, measurers of lumber, wood, bark &c.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That there shall be appointed by the said common council, annually, or oftener, if necessary, one or more proper persons, to act in each of the following capacities, that is to say: gauger of casks, and inspector of whiskey, peach and apple brandy, measurer and inspector of lumber, measurer of wood and bark, inspector of beef and pork, and inspector of fish. Each of the said officers shall, before he enters on the duties of his office, take an oath, or solemn affirmation, and give bond to the common council, in the penalty of five hundred dollars, with good security, to be approved by the mayor, for the faithful execution of his said duties; which bond together with a certificate of the said oath or affirmation, signed by the magistrate before whom the same shall have been taken, shall be lodged with the clerk of the common council for safe keeping.

Oath, bond &c.

Duty of gaugers, & inspector of whiskey, &c.

SEC. 2. *And be it further enacted*, That it shall be the duty of the gauger of casks, and inspector of whiskey, peach and apple brandy, to gauge all spirituous liquors offered for sale, to attend when called on for that purpose, and to mark the full contents and ullage on each cask or vessel so gauged, for which service, he shall be paid by the seller of such liquors, eight cents for each cask or vessel gauged. Any person who shall sell, and deliver, any spirituous liquors by the pipe, hogshead, tierce, barrel, or other cask, without the same having been previously gauged by a public gauger, shall for each offence, forfeit and pay five dollars. And if any cask or vessel, gauged and marked by the public gauger of Alexandria, shall be found before the removal of the same, deficient, or exceeding one or more gallons in every barrel, or two or more gallons in casks of larger size, of the

Digitized by Google

1821. quantity so marked and numbered on the cask or vessel aforesaid, the said gauger shall forfeit and pay to the party injured, a sum not exceeding two dollars for each and every gallon so deficient, or exceeding the number or mark so set down on each cask. It shall not be lawful for the public gaugers to apply to their own use any part of the domestic distilled spirits taken out of the casks for the purpose of trying the strength, but that the same be returned again into the casks out of which it was taken for the purpose aforesaid.

SEC. 3. *And be it further enacted*, That no cask containing domestic distilled liquors, shall be deemed merchantable, unless the same be made of well seasoned white oak, free from sap, round at the heads and bilge, with staves not less than half an inch in thickness at the thinnest part, and not more than three quarters of an inch at the thickest part thereof, tight and sound, with twelve good hoops on each barrel, and sixteen on each double barrel and hogshead. The said gauger and inspector, shall inspect each cask containing domestic distilled spirituous liquors, which shall not have been previously inspected and marked, and when, in his opinion such cask is merchantable, he shall mark the same with the letter B, with a marking iron near the bung, and when the cask is defective, he shall condemn it as unmerchantable, and mark the same near the bung with a broad arrow. He shall inspect the quality of all domestic distilled liquors, and ascertain the strength and quality thereof, marking with a marking iron the proof thereof on the head of each cask, from first proof upwards; except such liquor as shall be below first proof, which shall be marked with a round O, and with the number of degrees under the said proof, thus 01, 02, 03, 04, &c. If any person shall, fraudulently, alter any mark so made by the said gauger and inspector as aforesaid, he shall for each offence, forfeit and pay twenty dollars.

Quality of casks.

Proof of liquors.

Penalty for altering gaugers marks.

Digitized by Google

For inspecting each cask containing domestic distilled liquor, and ascertaining the proof and quality of the liquor, and marking the same, the said gauger and inspector shall receive a fee of five cents, to be paid by the seller of such liquor.

Timber, plank, shingles, plastering laths, &c. to be inspected.

Penalty on persons selling boards, &c. not measured by a public measurer.

SEC. 4. *And be it further enacted*, That no person, who shall hereafter import into the town of Alexandria for sale, any timber, boards, plank, scantling, shingles, or plastering laths, shall sell, and deliver the same, or any part thereof, without having the same first inspected, and measured, by a public sworn measurer and inspector, under the penalty of one dollar and fifty cents for every five hundred feet sold and delivered contrary to this act, and in the same proportion for any greater or less quantity.

Plank how measured, &c.

SEC. 5. *And be it further enacted*, That it shall be the duty of each measurer and inspector of lumber, to attend at all reasonable times, when required, for the purpose of measuring and inspecting lumber, and he shall mark all boards, plank, and scantling, with a marking iron, in strong and legible marks, according to the quality and true number of feet contained in each piece, making such allowance for decayed or split lumber, as to him shall seem reasonable. And in case the seller or the purchaser shall object to the same, two disinterested persons shall be called in, one by each party, who may call in a third person as umpire, whose decision shall be final. All unsound, worm-eaten, or irregularly sawed boards, plank, or scantling, and all wind shaken boards and plank, shall be deemed of inferior quality, and shall be condemned, and marked with a round O, with a cross thereon, and the rotten parts shall not be included in the measurement, and all clear boards or plank to be marked with the letter C. All plank, boards, or scantling, not exceeding eight inches square, that are sound, shall be measured by the rate of board measure, except boards under three

Digitized by Google

1821. fourths of an inch, which latter shall be measured on the surface, and marked, and shall be deemed merchantable. Each of the said measurers and inspectors, shall be allowed a fee, at the rate of twenty cents for every thousand feet measured by him, to be paid by the seller, and a further fee, at the rate of ten cents for every thousand feet inspected by him as aforesaid, to be paid by the purchaser.

SEC. 6. *And be it further enacted*, That no person who shall import into the town of Alexandria, for sale, any juniper, or green cypress rough shaved shingles, or plastering laths, shall sell or deliver the same, or any part thereof, before the same shall have been inspected by a public sworn measurer and inspector of lumber, under the penalty of five cents for every hundred shingles, and two cents for every hundred laths, which shall be so sold and delivered.

Shingles & laths to be inspected.

SEC. 7. *And be it further enacted*, That all juniper, or green cypress rough shaved shingles brought to the town of Alexandria, for sale, shall not be less than twenty-one inches long, three and an half inches wide, clear of sap, and five eighths of an inch thick; and all juniper, or green cypress smooth shaved shingles, shall be of the same length and width as the rough shaved, and not less than four eighths of an inch thick, free from rot, splits, knot holes, and bad twist; and all other descriptions of shingles shall be free from rot, knot holes, splits, and bad twist. And it shall be the duty of the inspector to pass all shingles not in bundles, through his own hands, and reject as unmerchantable, such as shall not agree with the foregoing description. He shall break open, and inspect every twentieth bundle of shingles, or more if necessary, to be selected from any part of the cargo, by which inspection, he shall average the quality of bundle shingles, and shall mark with red chalk in large figures, on one side of each bundle, the number contained in said bundle.

Quality of shingles.

How inspected.

Digitized by Google

Sec. 8. *And be it further enacted*, That all laths for plastering, shall be put up in bundles of one hundred each, and be well tied near to both ends of the bundle, and be of the following dimensions, viz. not less than four feet long, three sixteenths of an inch in thickness, and one inch in width; and they shall be sound and straight. And it shall be the duty of the inspector to inspect and count every fortieth bundle, or more, if necessary, to be selected from any parts of the cargo, by which inspection and count he shall average the cargo. Quality of laths.

Sec. 9. *And be it further enacted*, That the inspectors and measurers of lumber, shall also be inspectors of shingles and plastering laths, with the privilege of appointing one or more deputies to assist, if occasion should require; and the said inspectors shall be entitled to receive, as a compensation for inspecting and counting all shingles, the sum of twenty cents per thousand, and for all plastering laths, the sum of six cents per thousand; two thirds to be paid by the seller, and one third by the buyer. Inspectors of shingles and plastering laths

Sec. 10. *And be it further enacted*, That all fire wood brought to town by water, for sale, shall be four feet long clear of the kerf, and shall be corded at the place where it shall be landed. A cord of wood shall contain one hundred and thirty-eight feet and two thirds of a foot, cubic measure, well stowed and packed. All decayed wood, or wood under one and an half inches in diameter, at the small end, shall be considered unmerchantable, and there shall not be a greater proportion of small and crooked wood in a cord, than the measurer shall think a reasonable proportion. Fire wood.

Sec. 11. *And be it further enacted*, That all tan bark brought to town by water, for sale, shall be corded at the place where it shall be landed, and a cord of bark shall contain one hundred and twenty-eight cubic feet. Tan bark.

Digitized by Google

1821. SEC. 12. *And be it further enacted*, That any person who shall bring fire wood, or tan bark to town, by water, for the purpose aforesaid, and shall deliver the same, or any part thereof, without having it first duly corded and measured by a public measurer, shall forfeit and pay one dollar per cord for all wood or bark so sold and delivered, and in the same proportion for any greater or less quantity. Each measurer of wood and bark shall attend at all reasonable times for the purpose of measuring all such wood and bark as he may be required to measure, and shall be allowed therefor a fee at the rate of seven cents per cord, to be paid by the seller.

Penalty for delivering wood or bark without being corded and measured.

Duty of measurer of wood & bark.

SEC. 13. *And be it further enacted*, That all fire wood brought to town by land may be sold by the wagon, or cart load, as the buyer or seller may agree, and if contracted to be sold by the cord, it shall then be the duty of the measurer, when called on, to measure the same according to law.

Fire wood brought by land.

SEC. 14. *And be it further enacted*, That all salted pork or beef brought to the town of Alexandria, or put up therein for sale, barter, or exportation, shall be packed in well seasoned barrels, not less than twenty nine inches in length, and eighteen inches wide across the head, made of good strong white or red oak timber, clear of sap, and not less than five eighths of an inch thick, tight and well hooped, with at least twelve strong hoops; which barrels when packed, shall be full, and well nailed at the head hoops, with at least four nails in each hoop, and pegged with at least three well seasoned pegs in each upper bilge hoop. Each barrel shall contain at least two hundred pounds, net weight, of good, clean, fat, sound, merchantable meat, well salted between each layer, well pickled, and not more than two heads shall be packed in any one barrel of prime or cargo pork, and no heads in the barrel of mess pork.

Inspection of pork and beef.

Digitized by Google

SEC. 15. *And be it further enacted*, That the inspector of beef and pork shall carefully view, inspect, and examine all pork and beef brought to the said town, or put up therein for sale, barter, or exportation, and to the best of his skill and judgment, shall not pass, stamp, or brand any barrel of pork, or beef, which is not of the quality, weight, and size, and duly packed and salted in the manner herein before described. He shall at all reasonable times attend to inspect all such pork and beef, as he may be required to inspect, and if he shall find the same to be of the quality and weight required by law, well salted and cured, and well packed in barrels of the proper size and quality, and not otherwise, he shall stamp or brand each barrel on each head with the words, "Alex'a." and the word "Mess," "Prime," or "Cargo," as the quality of each barrel may be; for which purpose he shall provide the proper instruments at his own expense; and he shall be allowed a fee of six cents per barrel for each barrel he may inspect, whether the same shall be passed by him or not. If any person other than the inspector, shall, without his authority, presume to mark, stamp, or brand, any barrel, with the stamp, or branding instrument of such inspector, or with any other instrument made in imitation thereof, or shall fraudulently alter the mark, stamp, or brand, made by the inspector, or by his authority, upon any barrel, every such offender, shall forfeit and pay the sum of twenty dollars for every barrel he shall so mark, stamp, or brand, and for every mark, stamp, or brand, which he shall so alter.

Duty of inspectors of pork and beef.

Penalty for altering or counterfeiting the inspector's marks.

SEC. 16. *And be it further enacted*, That if any person shall sell, expose to sale, or barter, within the said town, or shall export, or attempt to export therefrom, or shall lade or cause to be laden on board any boat or vessel, with intent to export therefrom, any pork, or beef, in a barrel or barrels, which shall not have been inspected, passed, and

Digitized by Google

1821. marked, stamped, or branded, as aforesaid, by the said inspector, or by his authority, every such person so offending, shall forfeit and pay five dollars for each barrel so sold, exposed to sale, or bartered, or exported, or attempted to be exported, or so laden on board any boat or vessel with the intent aforesaid, except such beef or pork as is imported into the town from other ports of the United States, and inspected and branded according to law, in such ports.

Penalty for selling or exporting pork or beef not inspected.

Duty of inspector of fish.

SEC. 17. *And be it further enacted*, That it shall be the duty of the inspector of fish, carefully to view, inspect, and examine, all fish brought to the town of Alexandria, or put up therein, for sale, barter, or exportation, and to keep an exact account of the number of barrels, and other casks of fish by him inspected, and once in every year, to make a return thereof to the mayor, who shall cause the same to be published in one or more of the newspapers of the town.

Quality of fish casks, &c.

SEC. 18. *And be it further enacted*, That all salted fish, in barrels, or other casks, brought to the town of Alexandria, or put up therein, for sale, barter, or exportation, shall be packed in such casks as the inspector may judge merchantable, sound, and fit for exportation, tightened with at least twelve good and sufficient hoops, nailed with at least four nails in each chime hoop, and four nails in each upper bilge hoop, sufficient in every respect to hold pickle, and of the following dimensions, to wit: the length of the staves of each barrel twenty eight inches, and the thickness thereof not less than half an inch; the diameter of the head not less than seventeen inches, and the thickness thereof not less than five eighths of an inch, the same to be dowelled; the bilge diameter to be not less than twenty inches from out to out, and the chime not to exceed one inch in depth; and each and every barrel containing fish packed in the manner herein required, and which shall be sound and

Digitized by Google

merchantable, and in all respects fit for exportation, shall be branded on the head by the inspector, with brands to be by him, or them, provided for that purpose, at his, or their own expense, with the words, "Alexandria Herrings," or other fish, as the case may be, with the date of the year, when the same were inspected, and with No. 1, or 2, according to the quality; that is to say: fish of the first quality shall be branded No. 1, and those of an inferior quality No. 2; neat herring to be branded with the letter N, and gross the letter G, and in addition to which, all fish of superior quality contained in good barrels, made of seasoned white oak staves, and of the dimensions aforesaid, containing at least fourteen good hoops, shall be branded with the word "Prime"; and no inspector shall brand any barrel or other cask of fish, which he may think unsound, or unmerchantable, nor without having previously faithfully examined, and inspected the same, nor if the casks be not in conformity to this act, but shall cause the same to be marked on the bilge with the broad arrow; and if any inspector should pass and brand any barrel or other cask of fish, unsound, unmerchantable, or not in conformity to this act, he shall forfeit and pay for each barrel so branded, the sum of not exceeding five, nor less than two dollars. *Provided*, That all barrels which are too large, or equal in capacity to those prescribed by law as aforesaid, and in all other respects conformable to law, shall be branded with the words "Home Use," in addition to other brands. 1821.

Sec. 19. *And be it further enacted*, That when any person shall think himself aggrieved by the judgment of the inspector or inspectors, such person may apply to the mayor, who shall select three disinterested persons, well skilled in the goodness, quality, and well curing of salted fish, to review and examine the same, which said three persons, after having taken an oath or affirmation as Appeal.

Digitized by Google

1821. reviewers, shall carefully review and examine the same, and if they, or any two of them, shall declare the same to be sound or merchantable, then, and in such case, the said inspector shall erase the broad arrow, and put such brand upon the cask containing said fish, as they, or any two of them, may adjudge and determine.

SEC. 20. *And be it further enacted*, That it shall not be lawful for any person to ship, or lade on board of any vessel for exportation, any cask of fish marked with the broad arrow, or to sell, ship, or lade on board any ship or vessel, for exportation, any barrel, or other cask of fish, not examined and branded as aforesaid, unless such fish is imported into the town, from other ports of the United States, and inspected and branded, according to law, in such ports, under the penalty of five dollars for each and every cask so shipped or laden, or exported, or sold, or attempted to be exported or sold, nor shall it be lawful for any person, or persons, to purchase, or sell, within the town of Alexandria, any such cask, not previously examined and branded as aforesaid, under the penalty of five dollars for each and every cask so sold, or offered for sale, or purchased within the said town. *Provided*, That fish which shall have been condemned and marked with the broad arrow, may be sold, unless the fish contained in the casks should be unsound or putrid, in which case, they shall be destroyed by the inspector. *And provided, also*, That fish brought to town in bulk, for the use of families, and not intended for sale, barter, or exportation, shall not be subject to inspection.

Penalty for selling or exporting fish not inspected.

SEC. 21. *And be it further enacted*, That the inspectors shall not purchase, directly, or indirectly, any salted fish by him, or them condemned, or any fish whatever, other than for his own family's use, nor shall he or they be directly or indirectly concerned in making, vending, or furnishing any cask, or casks, for the purpose of packing, repack-

Inspector not to purchase condemned fish, nor sell salt, nor cooper barrels, &c.

Digitized by Google

ing, or curing, any fish brought to, put up in, or exported from, the town of Alexandria, nor shall he or they, be concerned in the coopering of any cask containing fish as aforesaid, nor shall he or they vend any salt for the curing, or salting, any fish inspected as aforesaid, under the penalty of five dollars for each offence. 1821.

SEC. 22. *And be it further enacted*, That if any person shall alter, erase, or deface the mark or brand of the inspector, upon any barrel or other cask, or shall mark, or brand, any barrel or other cask of fish, which hath not been inspected, with any mark or brand similar to, or in imitation of, the inspectors mark or brand, or after the said inspector shall have passed any barrel or other cask of fish, as merchantable, shall pack into the cask which contains the same, any other salted fish, or after any barrel, or other cask of fish, shall be marked with the broad arrow, shall unpack, and repack the same into other casks, or packages, for exportation or sale, such person or persons shall forfeit and pay for each and every offence, the sum of twenty dollars, to the use of the corporation.

Penalty for altering, &c the inspectors marks, &c.

SEC. 23. *And be it further enacted*, That all casks of salted fish, put up in, or brought to, the town of Alexandria, for sale, shall be inspected, and shall be filled up by the owner, or owners, person, or persons, employed for that purpose, and by him or them repacked, or repickled, as the case may be, if required so to be done by the inspector, and in all respects completed in such manner as he shall direct, for the purpose of having the same made fit for exportation; and any owner, or owners, person or persons, thus employed, refusing, or neglecting, to comply therewith, shall forfeit and pay for each offence, one dollar for each barrel, and if any herrings, or other fish, shall, upon examination thereof by the inspector, prove to be falsely packed, that is to say: if the fish in one part of the cask shall prove to be of a different kind, and

Repacking fish, &c.

Digitized by Google

1821. inferior quality from the other, or to be packed with any improper or unfit substances, with intent to defraud, any person, or persons, the owner, or owners, agent, or agents, having knowledge of, and consenting to, such fraud, shall forfeit and pay for each and every offence, the sum of five dollars, for the use of the corporation.

SEC. 24. *And be it further enacted*, That the said inspector may demand and receive for each barrel of fish by him inspected, and branded, or marked, ten cents, and no more.

Fees.

SEC. 25. *And be it further enacted*, That the persons to whom the public fish wharf shall be rented, be authorized during the term for which they shall rent the said wharf, to demand and receive the customary rates on all merchandize, and for fish landed in barrels, and also eighteen and three quarter cents for each hundred shad, and each thousand herrings landed on the wharf, and one half of the same amount for merchandize and fish delivered into vessels alongside, payable by the purchaser. Every person who shall receive for the wharfage aforesaid, any greater sum than as aforesaid, shall forfeit and pay ten dollars for each offence.

Wharfage at the fish wharf.

Penalty for receiving more.

SEC. 26. *And be it further enacted*, That every officer appointed by virtue of this act, and every other officer appointed by the common council, under any law of the corporation of Alexandria, shall be removable from office, at the will of the said common council.

All officers of the corporation removable at will.

SEC. 27. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in Council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

AN ACT, reducing into one and amending the several acts respecting Auctioneers. 1821.

SEC. 1 *Be it enacted by the Common Council of Alexandria,* That licenses to exercise the trade or business of an auctioneer in the town of Alexandria, shall be granted only by the mayor, under the corporate seal, and shall be for, and shall continue in force for, the term of one year only from the date thereof. No such license shall be of any force or validity, nor shall the same be delivered by the mayor, until the person obtaining the same, shall have given bond to the common council of Alexandria, with good security, to be approved by the mayor, in the penalty of twenty thousand dollars, with condition that the person obtaining such license, his executors, or administrators, shall pay to the said common council, the sum of five hundred dollars, in equal quarterly payments, the first payment to be made at the expiration of the first three months after the date of the said license, and shall justly and truly account with every person, his, or her, executors or administrators, who shall have dealings with such auctioneer, in his said capacity, during the term for which such license shall have been granted, for all goods, chattels, or other property, which shall, during the said term, have been put into his hands for sale at public auction, or with a discretion to sell the same at public or private sale, and pay over to the person who may be entitled thereto, all moneys which shall be received by such auctioneer upon, or for, the sales which he shall have made of any goods, chattels, or property, which he shall, during the said term, have sold at public auction, or which he may have been, during the said term, authorised to sell at public auction, and which he shall, either during the said term or afterwards, have sold at public auction; and shall during the said term, observe and keep all the laws of the said common council in relation to his duty as auctioneer, which may be in force during the said term, and shall, in all things,

Auctioneers.

License.

Bond.

Duties.

Digitized by Google

1821. well and truly, during the said term, perform all the duties of his said office. Nor shall such license be of any force or validity, until the person obtaining the same, shall have delivered such bond, so approved as aforesaid, to the clerk of the common council, together with a certificate in writing, signed by the mayor, that such person has taken an oath, or solemn affirmation, in due form of law, well and faithfully to execute and perform the duties of an auctioneer in the town of Alexandria, nor until the said clerk shall have certified, on the back of the said license, that such bond and certificate as aforesaid have been so delivered to him, which fact the said clerk shall certify without fee or reward therefor. Whenever the mayor shall have been informed, that the license of an auctioneer shall have expired, or that he has failed to comply with the requisitions of the law, so that such license be no longer in force, the mayor shall give notice thereof in the newspapers of the town.

Mayor to give notice when an auctioneer's license has expired.

Duty of the mayor to grant license.

SEC. 2. *And be it further enacted*, That it shall be the duty of the mayor to grant such license as aforesaid, to every person applying for the same, who shall have complied with the requisites of the law as aforesaid.

Duty of auctioneers

SEC. 3. *And be it further enacted*, That the auctioneers licensed as aforesaid, shall receive all articles which they shall be required to sell at public auction, and give a receipt for the same, if requested; and in three days after any sale made, shall deliver to the owner or owners of the articles sold, a fair account of the sale, and shall pay the amount of the money received, deducting therefrom the fees and commissions hereinafter allowed, that is to say: on the sale of all dry goods, five per cent on the amount sold, unless they shall be sold in their original packages, in which case, a commission of two and an half per cent only shall be allowed; on the sale of all wet goods, groceries of every description, and horses, two and an half

Fees.

Digitized by Google

per cent; upon the amount of the sales of all vacant lots, improved lots, and vessels, the property of one person, or of two or more persons jointly, two per cent on the first three hundred dollars, and one per cent on the next twelve hundred dollars; and if the amount of the sales should exceed fiteen hundred dollars, then one fourth of one per cent. on such excess. And if the said auctioneers shall, on the same day, or by adjournment to any other day make sale of more than one improved or vacant lot, or vessel, the property of the same person or persons, it shall be considered as one entire sale, and a commission allowed thereon agreeably to the rates before stated; and when the said auctioneers shall let ground on a rent forever, they shall receive a commission on a sum, equal to the amount of ten years' purchase of such rent. In all cases where any articles shall be actually exposed to sale, which shall not be sold, by reason of their not producing the price limited, it shall be lawful for the auctioneer to demand and receive one fourth of the commission on the sum at which such articles shall have been struck off, which they would have been entitled to receive had such articles been actually sold. *Provided*, That such commission shall not be demanded or received more than four times on the same article. Every auctioneer who shall demand or receive any fees or commissions where none are allowed by law, or greater fees or commissions than are so allowed, shall forfeit four times the amount of the fees or commissions so demanded or received, to the use of the corporation. 1821.

Penalty on auctioneers taking illegal fees.

Sec. 4. *And be it further enacted*, That no auctioneer shall receive storage for any goods, wares, or merchandize, put into his hands for sale, except for the following articles, and at the rate herein specified, that is to say: for all wet goods and groceries, and for all pork, beef, or fish, in barrels, or hogsheads, coffee in barrels or bags,

Rates of storage allowed in certain cases.

Digitized by Google

1821. crockery or glass in hogsheads or crates, which shall remain undisposed of after having once been exposed to sale; for every hogshead, pipe, or crate, twenty-five cents per month, for each barrel, eight cents per month, and for each bag four cents per month, and in the same proportion for any larger or smaller quantities, and for any longer or shorter time.

Goods not to be exposed to sale in parcels under a certain value.

SEC. 5. *And be it further enacted*, That no auctioneer shall sell or expose to sale, any dry goods in lots or parcels of less value than three dollars; or liquors in smaller quantities than by the barrel, case, or dozen bottles; or brown sugar or coffee in less quantities than by the barrel or bag; or refined sugars in less quantities than fifty pounds weight; or any other wet goods, or groceries in lots, or parcels, of less value than six dollars. Every auctioneer who shall offend herein, shall forfeit and pay for each offence the sum of five dollars, to the use of the corporation.

Auctioneers to advertise the time of sale.

SEC. 6. *And be it further enacted*, That in all cases where the time will admit, every auctioneer shall advertise the articles intended for sale, and the time and place of such sale, in one or more of the public papers, and shall moreover give notice of the same by a cryer, and the ringing of the bell.

Not to purchase articles left with them for sale.

SEC. 7. *And be it further enacted*, That no auctioneer shall, by himself, or by any person for his use, purchase any articles sent to him, or her for sale, except for his, or her, own use. Every auctioneer who shall herein offend, shall for every offence, forfeit and pay one hundred dollars, to the use of the corporation. *Provided*, That nothing herein contained, shall be construed to prevent any auctioneer from advancing money on goods deposited for sale.

Copy of this act to be set up in the auction room.

SEC. 8. *And be it further enacted*, That every auctioneer licensed as aforesaid, shall constantly keep a fair copy of this law in some conspicuous place in his auction room, for the inspection of the

Digitized by Google

public, and if he shall fail so to do, he shall forfeit and pay twenty dollars, for the use of the corporation. 1821.

SEC. 9. *And be it further enacted*, That if any person or persons, not having an existing valid license, shall offer or expose any property at public auction, within the limits of the town of Alexandria, such person or persons so offending, shall forfeit and pay five hundred dollars for each offence to the use of the corporation. *Provided*, That nothing herein contained, shall be construed to subject any person or persons authorized by any law of the United States, or by any law in force in the county of Alexandria, to expose any article or articles to public auction, to any fine or penalty for so doing within the limits of the said town. Penalty for selling at auction without license.

SEC. 10. *And be it further enacted*, That the bond to be given by an auctioneer as aforesaid, shall not become void on the first recovery, but may be put in suit and prosecuted from time to time, in the name of the said common council, at the instance and costs, and for the use and at the risk of any person injured by a breach thereof, until the whole penalty shall be recovered. How the bond may be prosecuted.

SEC. 11. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

Digitized by Google

1821. AN ACT, reducing into one and amending the several acts concerning the regulation of Wagons, Carts, and Drays.

SEC. 1. *Be it enacted by the Common Council of Alexandria,* That all wagons, carts, and drays, kept for the purpose of plying, or working for hire, within the said town, shall be marked and numbered in the following manner, that is to say: the owner, or owners, of any such wagon, cart, or dray, shall apply to the clerk of the market, who shall fix on or near its left side, in the most conspicuous place, a small board painted black, with the letters A. C. marked thereon, and numbered in the order in which such wagon, cart, or dray, shall be brought to him; the letters and figures shall be at least two inches in length, and put on with white paint. The clerk of the market shall enter in a book to be kept by him for that purpose, the names of the owners of all wagons, carts, and drays, as marked and numbered, and the respective numbers of the same, and shall receive from the owner or owners, the sum of thirty three cents.

SEC. 2. *And be it further enacted,* That no person shall ply, or work for hire, in the said town, with any wagon, cart, or dray, not marked and numbered as aforesaid, nor with any wagon, cart, or dray, which shall not have been registered in his or her name, or in the name of his or her master or employer, by the clerk of the market as aforesaid; nor shall any owner of any wagon, cart, or dray, use the same, or suffer the same to be used for hire in the said town, without being marked and numbered as aforesaid, and registered in his or her name, by the clerk of the market, as aforesaid.

Penalty for using a cart &c. without being registered.

Every person who shall offend against any of the provisions of this section, shall forfeit and pay one dollar for every day, or part of a day, on which such wagon, cart, or dray, shall be so used, for the use of the corporation.

Clerk of the market to give to

SEC. 3. *And be it further enacted,* That it shall be the duty of the clerk of the market, to give to the assessors, on demand, a list of the names of all

Digitized by Google

owners of wagons, carts and drays, registered in his book, with the number of each wagon, cart, or dray, affixed to the owner's name.

the assessors a list of wagons, &c.

Sec. 4. *And be it further enacted*, That before the owner of any wagon, cart, or dray, not resident within the corporation, shall be permitted to ply for, or receive, hire for any such wagon, cart, or dray, he shall apply to the clerk of the market for a number in the manner prescribed in the second section of this act, and shall moreover apply for, and receive from, the mayor, a license, in which shall be inserted the number so obtained; he shall moreover pay for such license the same tax for his horse, wagon, cart, or dray, and for the tythable attending on such, which shall have been levied by the common council on the residents of the town, which license shall expire on the first day of May, in each year. *Provided, nevertheless*, That this act shall not be construed so as to prevent any wagon, cart or dray, from taking manure or other substance beyond the limits of the corporation.

The owner of a wagon &c. to apply for a number, and to the mayor for a license.

Sec. 5. *And be it further enacted*, That the drivers of all wagons, carts, and drays, kept for the purpose of plying, or working for hire in the said town, shall drive with lines when within the limits of the town; they shall attend by the sides of their respective wagons, carts, and drays, and shall not leave them, except in cases of necessity; they shall conduct them in a careful and orderly manner, and station them when unemployed, at least fifteen feet from each other, parallel and close to the side stones, so as not to interrupt the passage through the streets. Any person who shall herein offend, shall, for each offence, forfeit and pay one dollar, to be recovered, if the person transgressing be a servant, or slave, from the owner of the wagon, cart, or dray, driven by him.

Penalty on drivers, conducting their wagons, &c. in an improper maner.

Sec. 6. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Digitized by Google

1821. Passed in council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, c. c.

AN ACT, reducing into one, and amending the several acts respecting the prevention of accidents by Fire, and for the extinguishment of the same.

Proprietors of houses to provide fire buckets in proportion to the number of stories.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That every proprietor of any dwelling house, store-house, or work-shop, within the limits of the corporation, shall at his or her own expense, provide as many fire buckets, made of good and suitable leather, and containing at least two and an half gallons, as shall be equal in number to the stories in such house. *Provided*, That no proprietor shall, in any case, be compelled to provide more than three buckets for one house. Every proprietor who shall neglect to procure the proper number of buckets, in the manner herein directed, shall forfeit and pay one dollar per month, for each bucket he shall so neglect to procure. The proprietors of all dwelling houses, store-houses, or work shops, which shall hereafter be erected, or purchased within the corporation, shall furnish the same with buckets in the manner before prescribed, within two months after such houses shall be occupied, or failing to do so, shall be subject to the penalty before mentioned. And in case any bucket, or buckets, shall be lost at a fire, the proprietor shall be allowed two months to replace the same.

SEC. 2. *And be it further enacted*, That when the proprietor of any dwelling house, store-house, or work-shop, residing out of the limits of the cor-

Digitized by Google

poration, shall neglect to comply with the requisitions of this act, the occupier of such house, shall, within two months after coming to the possession thereof, procure the necessary buckets; and failing to provide the same, shall be subject to the like penalties, as are in such case imposed on the proprietor. And when any occupier shall at his, or her, own expense, provide buckets in the manner directed by this act, it shall be lawful for him, or her, to retain out of the rent of the house, the sum so expended. 1821. Occupiers to provide buckets when the owners live out of town.

Sec. 3. *And be it further enacted*, That the person who shall provide any bucket or buckets, in pursuance hereof, shall cause the same to be numbered, and the name or names of the proprietor, or proprietors, to be painted thereon, or shall be subject for every such neglect, to the penalty of one dollar for each bucket not marked and numbered as aforesaid. Buckets to be marked and numbered.

Sec. 4. *And be it further enacted*, That the occupiers shall carefully preserve all fire buckets belonging to the houses they inhabit, and shall deliver them, in good order, to the landlord on quitting possession; and if any such buckets shall be lost or destroyed by their neglect or default, they shall replace the same within one month, or pay to their landlords their full value. They shall keep such buckets in some convenient place in the houses to which they belong, so as to have them always ready in cases of necessity, and shall send, or carry them to the place where any fire shall break out, or put them into the street so that they may be taken there; and shall not use any such bucket, or permit the same to be used for any other purpose than that of extinguishing fires. Every person who shall herein offend, shall forfeit and pay for each offence, the sum of one dollar. Occupiers to deliver the buckets to the landlords on quiting possession. Not to be used except in extinguishing fires.

Sec. 5. *And be it further enacted*, That any person who shall remove, or cause, or procure to be removed, any fire hook, ladder, or other imple-

Digitized by Google

1821. ment used in the extinguishment of fire, belonging to the corporation, or to any fire company now established, from the place or places where they shall be usually kept, shall forfeit and pay the sum of twenty dollars, unless such removal be necessary for the extinguishment of a fire, or be made by a person properly authorized. *Provided, always,* That no penalty shall be incurred under this act unless the fire hook, ladder, or other implement removed, be marked with some distinguishable letters, indicating the owner or owners thereof.

Penalty on persons removing fire hooks, &c.

SEC. 6. *And be it further enacted,* That if any person who shall be present at any fire, shall neglect or refuse to obey the order or direction of any officer who shall be appointed by any fire company now established, or which may hereafter be established, knowing him to be an officer, such person shall forfeit and pay for each offence, the sum of five dollars. *Provided,* The name of such officer shall have been first published in one of the public papers printed in the town.

Penalty on persons refusing to obey the officers of fire companies.

SEC. 7. *And be it further enacted,* That no fuel, shavings, or other combustible matter, shall be burnt in the open air, within the corporation, unless in the day time, at the distance of two hundred feet at least from every building, or fence. All fires made at any greater distance shall be carefully extinguished before sun down, by the person or persons making the same. Whoever shall offend herein, shall be subject to the penalty of five dollars. *Provided,* That nothing herein contained shall be construed to prevent the making of fires for boiling pitch, or tar, for tarring or paying vessels, or for heating bands by blacksmiths, to be fitted to wheels, so as such fires be extinguished as before directed.

No fires to be made in the open air unless &c.

Penalty.

Proviso.

SEC. 8. *And be it further enacted,* That no person shall construct, or place the pipe of any stove through the wall of any house, or through any wooden floor, or lath, or wooden partition,

Regulations as to setting up stoves, &c.

Digitized by Google

unless such pipe shall be so placed and guarded, as to be at least six inches distant from any wood, or other combustible material; nor set up a stove on any wooden floor, before it shall have been rendered secure by placing at least two rows of bricks between the floor and the stove, or unless the stove be placed upon incombustible materials, and at such a distance from the floor, and from all combustible matter, and the floor under the stove covered with such incombustible materials as to be secure from danger from the heat of the stove, and from fire which may fall therefrom. Whoever shall in any respect offend herein, shall forfeit and pay twenty dollars for each offence. 1821.

Regulations for building flues and fire places, &c.

SEC. 9. *And be it further enacted*, That the flues of all fire places, which shall hereafter be erected, shall be well parged, or plastered, on the inside. No bond timber, joist, or other wood, shall he inserted in, or annexed to any chimney, so as to be within the distance of five inches from the inside of any flue, or back, or jambs, or breast, of a fire place. Whoever shall cause any flue of a fire place to be erected of less dimensions than fourteen inches square, unless the same shall be for the reception of a stove pipe, or shall otherwise offend against the provisions of this section; or any workman who shall place, or any person who shall cause to be placed, any wood contrary to the provisions of this act, shall forfeit and pay twenty dollars for each offence.

Superintendent of police to remove stoves, &c.

SEC. 10. *And be it further enacted*, That it shall be the duty of the superintendent of police, to remove, or cause to be removed, all stoves, and stove pipes, and to take down, or cause to be taken down, at the expense of the proprietor thereof, all chimneys, or flues, erected contrary to the intent and meaning of this act.

SEC. 11. *And be it further enacted*, That this act shall commence and be in force from nnd after the passing thereof.

Digitized by Google

1821. Passed in Council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, reducing into one and amending the several acts respecting the Chalybeate, or Medical Spring, at the intersection of Pitt and Montgomery streets.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That no person shall injure any part of the railing, or works of, or about, the said spring, nor wash clothes, or any other thing, in, or about the said spring, nor do any other act tending to injure or render impure the water thereof, under the penalty of five dollars for every offence.

Penalty for injuring the spring, &c.

SEC. 2. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, reducing into one and amending the several acts concerning Theatrical Performances, and other Public Exhibitions.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That no person or persons, within the town of Alexandria, shall act, exhibit, play, or perform any play, farce, interlude, show, opera, or other theatrical, or dramatical performance, or

Digitized by Google

entertainment, show, or public exhibition, for gain, without license for that purpose first had and obtained from the mayor, under the seal of the corporation, under the penalty of twenty dollars for each exhibition; and the following tax shall be imposed and laid on each license granted as aforesaid, which said tax shall be paid, or secured to be paid, to the mayor on the granting such license: 1821. License for public exhibitions.

For licenses for theatrical exhibitions, five dollars, for each night. Tax.

For circusses, or feats of horsemanship, five dollars, for each day or night.

For rope or wire dancing, or puppet shows, ten dollars for each week, or less time.

For musical parties for gain, three dollars, for each night.

For all other public exhibitions, two dollars, for each week or less time.

SEC. 2. *And be it further enacted*, That the managers of the theatrical performances, and of the circusses, and other exhibitions, shall, at their own expense, employ two peace officers, at such allowance as the mayor shall fix, to attend in, and at, the door of the theatre and circus, for the purpose of preserving order and suppressing all riotous and disorderly conduct, in and at the said theatre, circus, or other place of exhibition, who shall remove from the same, all drunken and disorderly persons, and carrry such persons before some magistrate, to be disposed of according to law. And it shall be the duty of the peace officers to attend at the theatre, circus, or other place of exhibition, for such compensation as the mayor shall fix on. And if the manager or managers of the theatre, circus, or other performance, shall fail to employ or pay the said peace officers, it shall be the duty of the mayor to revoke the said license. Regulations concerning public exhibitions.

SEC. 3. *And be it further enacted*, That no spirituous liquors, or a mixture thereof, shall be sold in, or at the theatre, or circus, or other exhibitions;

Digitized by Google

1821. and whoever shall offend herein, shall forfeit and pay the sum of five dollars for each offence, to be recovered as other fines. And it shall be the duty of the peace officers who shall attend at such places as are hereinbefore directed, to see that this provision of the law is not violated. And if the managers of the theatre, or circus, or of other exhibitions, shall suffer or permit spirituous liquors, or mixtures thereof, to be sold at or in the same, the license shall be revoked.

No spirituous liquors to be sold at places of exhibition.

Regulation as to the place of erecting a circus.

SEC. 4. *And be it further enacted*, That no circus shall be erected in the thick settled part of the town, or nearer than one hundred and twenty feet to any building. Whoever shall be guilty of erecting the same, contrary to the provisions of this act, shall for each six hours the same shall be used, forfeit and pay the sum of twenty dollars, and at the same rate for a longer or shorter time, to be recovered as other fines.

Precaution against fire and accidents.

SEC. 5. *And be it further enacted*, That previous to granting a license for opening the theatre, or circus, the mayor and president of the common council shall examine the premises, and if it shall in their opinion be necessary, they shall require the managers to put the same in a situation to enable the audience to retire from the same with safety, in case of a fire, or any other alarm; and that no license shall be granted until the said requisition of the mayor, and president of the common council, shall be complied with.

SEC. 6. *And be it further enacted*, That this act shall commence, and be in force, from and after the passing thereof.

Passed in concil this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

Digitized by Google

AN ACT, concerning Hawkers and Pedlars. 1821.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That no hawker, or pedlar, shall offer for sale, or barter, within the town of Alexandria, any goods, wares, or merchandize, without a license therefor from the mayor, under the corporate seal, which license the mayor may grant upon satisfactory evidence of the good character of the person applying therefor, and upon his paying to the mayor, forty dollars for the use of the corporation, and the legal fee for the corporate seal, which license shall be for one year only. License.

SEC. 2. *And be it further enacted*, That any person who shall offer for sale, or barter, in the said town, any goods, wares, or merchandize, as a hawker, or pedlar, without having such license as aforesaid, shall forfeit and pay five dollars for each offence, for the use of the corporation. Penalty for selling without license.

SEC. 3. *And be it further enacted*, That the mayor shall annually return to the clerk of the council, a list of all such licenses, as shall be by him granted within the year. Mayor to return a list of licenses to the clerk of council.

SEC. 4. *And be it further enacted*, That nothing in this act shall be construed to prevent any person or persons from offering for sale, or barter, any goods, or commodities, the growth or produce of the United States. United States' produce free.

SEC. 5. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN
Mayor.

TEST,

I. P. THOMPSON, C. C.

Digitized by Google

1821. AN ACT, respecting the Town Clock, and the Alarm Bell.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That a fit and proper person shall be appointed by the said common council, annually, or oftener, if they shall deem proper, whose duty it shall be to regulate and adjust the town clock, and keep the same in order.

A person appointed to regulate the clock.

SEC. 2. *And be it further enacted*, That the said clock shall be adjusted to mean time, to be ascertained by a correct meridianal line, and correct tables of the difference between apparent and mean time, and shall be so adjusted every Saturday if necessary, or oftener if it shall have varied more than five minutes from the true mean time.

How to be adjusted.

SEC. 3. *And be it further enacted*, That if any person, other than the person thereunto duly authorized, shall alter, or attempt to alter, regulate, or adjust, the said clock, every person so offending, shall forfeit and pay the sum of ten dollars for each offence.

Penalty.

SEC. 4. *And be it further enacted*, That the large bell at the market house shall be rung only on occasion of the alarm of fire, or on such other occasion as shall be notified and directed by the mayor. Every person who shall ring the said bell contrary to this act, shall forfeit and pay twenty dollars for each offence.

When the large bell may be rung.

Penalty.

SEC. 5. *And be it further enacted*, That the said common council shall annually make such compensation to the person so appointed to regulate the said clock, as they shall deem reasonable.

Compensation.

SEC. 6. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

AN ACT, to prohibit the sale of Casks, in which Flour shall have been packed, without first erasing the Miller's and Inspector's Brands. 1821.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That no baker, or other person, shall purchase or sell, or deliver out of his or her bake house, store, or other place, in the said town, any cask in which flour of wheat shall have been packed, and which shall have been marked or branded with the miller's or the inspector's mark or brand, without causing all such marks, or brands, to be completely erased from every part of such cask. Every person who shall purchase, or sell, or deliver, as aforesaid, any such cask as aforesaid, contrary to the provisions of this act, shall forfeit and pay twenty dollars for each offence. *Provided*, That nothing herein, shall prohibit the purchase, sale, or delivery, of any cask containing only the flour which was therein at the time when such marks or brands were first made thereon.

No flour casks, having the miller's or inspector's marks or brands to be sold, unless at the time of sale they contain the flour originally packed therein.

Penalty.

Exception.

SEC. 2. *And be it further enacted*, That it shall be the duty of the superintendent of police, and of each police constable in the said town, to search for, and inquire into, all cases of violations of this act, and to report the same to the mayor, that offenders may be duly punished.

Duty of superintendent of police & constables.

SEC. 3. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, *c. c.*

Digitized by Google

1821. AN ACT, respecting the Sessions of the Common Council.

Sessions of the council.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That there shall be four stated sessions of the said common council in each year, which sessions shall respectively commence on the second Mondays in March, June, October, and February, at ten o'clock in the morning of each day. *Provided*, That nothing herein contained, shall be construed to prohibit, or affect any occasional meetings which are authorized by the charter.

SEC. 2. *And be it further enacted*, That this act shall commence, and be in force, from and after the passing thereof.

Passed in council this twentieth day of January, eighteen hundred and twenty one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, respecting the Lancastrian School.

Six hundred dollars appropriated.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That for the tuition and fuel of the Lancastrian School in the said town, the annual sum of six hundred dollars be, and the same is hereby, appropriated, to be paid quarterly out of the general fund.

SEC. 2. *And be it further enacted*, That no payment shall be asked, or demanded, for the tuition of any scholars which may be admitted to the said Lancastrian school.

SEC. 3. *And be it further enacted*, That this act shall commence, and be in force from and after the passing thereof.

Digitized by Google

Passed in council this twentieth day of January, 1821. eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, respecting Fines, Penalties, and Forfeitures.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That every fine, penalty, and forfeiture, arising under, or accruing from, any law of the said common council, shall be for the use of the corporation, unless it be otherwise provided in the law inflicting the same, and if not exceeding twenty dollars, may be recovered with costs before the mayor of the said town, or any justice of the peace for the county of Alexandria; and all such fines and penalties may be collected by execution and sale of the offender's goods and chattels. Appropriation of fines, penalties, and forfeitures. How recovered.

SEC. 2. *And be it further enacted*, That when judgment for any fine, or penalty, for violation of any law of the common council, shall have been recovered before the mayor, or any justice of the peace for the county of Alexandria, and the offender shall not immediately pay such fine or penalty, and costs, or show goods and chattels whereof execution may be made, for such fine, or penalty, and costs, the mayor or justice may require the offender to give reasonable security for his or her good behaviour, for a term not exceeding three months, and if such offender shall not give such security, the mayor or justice may commit such offender to the common jail, or work house, there to remain for a term not exeeeding ten days, unless such fine or penalty and costs shall be sooner paid. Security for good behaviour.

SEC. 3. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Digitized by Google

1821. Passed in council this twentieth day of January, eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, to suppress Public Gaming in the town of Alexandria.

SEC. 1 *Be it enacted by the Common Council of Alexandria*, That no person shall, in the said town, set up, keep, or exhibit any billiard table, or faro bank, or any of the tables called A. B. C. or E. O. tables, or any other gaming table, or device of any denomination whatsoever, under the penalty of twenty dollars for every day on which such person shall so set up, keep, or exhibit the same.

Penalty for keeping a gaming table, &c.

SEC. 2. *And be it further enacted*, That the owner, master, keeper, or occupier of any tavern, oyster house, house of entertainment, or of public resort, who shall suffer, or permit any such table, or faro bank, or device as aforesaid, to be set up, kept, exhibited, or used therein, or in any out-house, booth, arbor, garden, yard, or other place, to him belonging, or in his occupation, or possession, or who shall lease, or rent, to the owner, keeper, or possessor, of any such table, faro bank, or device as aforesaid, knowing him to be such, or who has the character of being such, any house, lot, room, or place whatsoever, wherein or whereon to set up, keep, or exhibit, any such table, faro bank, or device as aforesaid; and any other person whatsoever, who shall permit or suffer any such table, faro bank, or device as aforesaid, to be set up, kept, or exhibited, in or upon his house or land, or in a house on the land of which he or she is in possession, or shall, knowingly, lease or rent to another person, any house, lot, or place whatsoever, with

Digitized by Google

the intent, or expectation, that any such table, faro bank, or device as aforesaid, should or would be set up, kept, or exhibited therein, or thereon, shall forfeit and pay one hundred dollars, one half to the use of the informer, and the other half to the use of the corporation.

Penalty for permitting gaming tables, &c. or leasing a place for such gaming tables.

SEC 3. *And be it further enacted*, That if any person shall at any time, play at any tavern, or any other public place, at any game or games whatsoever, except backgammon, chess, or draughts, or shall bet on the sides, or hands of such as do play, every such person, on conviction thereof, before the mayor or any justice of the peace for the county of Alexandria, shall forfeit and pay the sum of twenty dollars to the use of the corporation.

Penalty for gaming at a public house.

SEC. 4. *And be it further enacted*, That any person who shall act as door keeper, or guard, to any gaming house, or other place where any of the tables hereinbefore mentioned shall be kept or exhibited, or where any of the aforesaid games shall be played, such person shall forfeit and pay to the use of the corporation, ten dollars for each hour he shall so act, to be recovered as aforesaid.

Penalty on door keeper of a gaming house.

SEC. 5. *And be it further enacted*, That if the owner, keeper, or exhibiter, of any of the aforesaid tables, shall be unable, or fail, to pay the fine, or fines hereby imposed, it shall be the duty of the mayor, or justice of the peace before whom he or she shall be tried and convicted, to treat him, or her, as a vagrant. And if any other person who shall be convicted of any offence, punishable by this act, shall be unable, or fail, or refuse to pay the said fine or costs, it shall be the duty of the mayor, or justice of the peace, before whom such person or persons may be tried and convicted, to require him or her to give security for his or her good behaviour, or commit him or her to the jail or work house, until such security shall be given.

Keepers of gaming tables to be treated as vagrants.

And to give security for good behaviour.

SEC. 6. *And be it further enacted*, That no person shall within the town of Alexandria, enter,

Digitized by Google

1821. start, or run, any horse, mare, gelding, colt, or filly,
Horse racing. for any plate, prize, sum of money, or any thing of value, and in case any person or persons shall enter, start, or run, any horse, mare, colt, filly, or gelding, within the said town, for any plate, prize, sum of money, or any other thing of value, each and every such person, and each and every owner of every such horse, mare, gelding, colt, or filly, knowing or consenting to the same, shall severally forfeit and pay the sum of twenty dollars for each horse, mare, gelding, colt, or filly, started, or run, to be recovered before the mayor, or any justice of the peace for the county of Alexandria, and the running the horse, mare, gelding, colt, or filly, shall be evidence that it was for value, unless the party accused shall prove the contrary.

Cock fighting. SEC. 7. *And be it further enacted*, That no match or main of cocks shall be fought within the said town, and if any match or main of cocks shall be fought within the said town, every person who shall trim, heel, or pit, any cock, so fought, and every owner of such cock, consenting thereto, and every person who shall bet on such match or main, shall severally forfeit and pay for every such offence, the sum of twenty dollars, to be recovered by warrant as aforesaid. And it shall be the duty of the superintendent of police, and of each of the constables, to give immediate information to the mayor, or some justice of the peace, of any violation of this law, and to bring the offenders to trial.

SEC. 8. *And be it further enacted*, That the following fees shall be allowed for services rendered under this act:

For the service of each warrant, two dollars.

For each witness summoned, fifty cents.

For each warrant, fifty cents.

For each commitment, fifty cents.

For conducting to the jail or work house, one dollar.

For each recognizance, fifty cents.

Digitized by Google

For the work house fees for each twelve hours, fifty cents. 1821.

For each attachment against a witness, fifty cents.

For the service of an attachment, one dollar.

SEC. 9. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twentieth day of January eighteen hundred and twenty-one.

J. H. HOOE,
President of the Common Council.

APPROVED,

JACOB HOFFMAN,
Mayor.

TEST,

I. P. THOMPSON, C. C.

Digitized by Google

Digitized by Google

INDEX

TO

THE LAWS OF THE CORPORATION

OF

ALEXANDRIA.

	Page.
Accounts—Auditted	6
Preserved	ib.
Almshouse—Provisions	45
Keeper	60
Appeal—Seizures	45
Taxes	52
Fish inspector	85
Superintendent of police	22
Salting beef and pork	30
Assessors—Appointed	50
Duty	50
Salary	52
Watch tax	54
Drays, &c.	94–5
Returns	7
Lamp tax	18
Auctioneers—License	89
Bond	89, 93
Auctioneers—Oath	90
Duty	90, 92
Commissions	90
Storage	91
Limitation	92
Auditor—Appointed	6
Duties	ib.
Oath and bond	7–8
Public debt	3
Superintendent of police	22
Paving contracts	23
Health	41
Dogs killed	37
Baker—Bread	42, 45
Cakes	48
Bark—Tanners'	81–2
Cord	81
Measurer	77

Digitized by Google

	Page.
Bark—Measurer—Fees	82
Barrels—Beef and pork	ib.
Domestic spirits	78
Fish	84
Flour, old	105
Beef—Inspector	77, 83
Packed	82
Barrels	ib.
Fees	83
Exported	29, 83
Salted	29
Bell—Alarm	58, 104
Billiards	108
Board of Health	38
Boards	79
Bran—Weight	44
Brandy—Apple, peach	77
Bread—Weight	42, 45
Brick-Kilns	17, 33–4
Brutes—Cruelty	33
Burying-ground	28
Butcher—Penalty	29
Butchers' Offal	46
Butter	44
Cakes—Hawking	48
Carriages—Streets	11, 17, 18
Carts—Registered	94–5
Casks—Gauger	77
Quality	78, 82, 84
Chalybeate spring	100
Chimneys	99
Circus	100—2
Clerk of Common Council	5
Duty	6
Assessors	7
Collectors	ib.
Oath & bond	7, 8
Fish market	34
Laws	8
Superintendent of police	24
Clerk of market—appointed	42
Duties	ib.
Wood carts	16
Weights and measures	46
Salary	48
Drays, &c.	94
Fees	46, 94
Clock Town	104
Cock-fighting	110
Collectors—appointed	52
Oath and bond	ib.
Compensation	53
Duty	ib.
Penalty	ib.
Lamp tax	19
Accounts	7
Common Council—sessions	106
Confectionary—hawking	48
Constables—appointed	73
Salary and fees	36, 73—5, 110
Conduct	73
Oath and bond	ib.
Duty	73—6
Superintendent of police	20
Swine	33
Dogs	35—7
Drum and fife	38
Slaves	63, 65
Free negroes	ib.
Boys	67
Games	ib.
Vagrants	ib.
Dancing	ib.
Runaways	69
Poor orphans	75
Flour casks	105
Execution for fines	75

Digitized by Google

	Page.
Constables—Public exhibitions	101–2
Contracts—Superintendent of Police	21, 23
Cruelty—Brutes	33
Dancing—Slaves, &c.	59, 66
Debt—Corporation	3
Disease—Contagious	39
Docks	35
Dogs—Tax	35–6
Collar	36
Market	37
Killing	36–7
Dramatic—Performances	100
Drays—Registered	94–5
Drum and Fife	38
Drunkenness	66
Exhibitions—Public	100
Faro	108
Fife and Drum	38
Fines—Appropriated	107
Recovered	ib.
Fire	34, 96, 98, 104
Buckets	19–20, 96–7
Hooks, &c.	20, 97
Places	99
Arms	37
Fish—Inspector	77, 84—6
Packed	84—8
Barrels	84
Exported	84—6
Fees	88
Wharf	ib.
Market	34
Sale	48
Salted	29
Flour casks—Old	105
Forfeitures—Appropriated	107
Recovered	ib.
Free Negroes	62
Gaming	108
Slaves	65
Free Negroes	ib.
Goat	33
Goose	ib.
Graves	28
Grave-digger	29
Gauger of casks	77
Duty	ib.
Fees	77, 79
Gunpowder	69
Harbor-Master—docks	35
Hawkers and pedlars	103
Health—Board of	38–9
Officer	39—41
Hides—Quarantine	40
Horse—Market	49
Racing	110
Riding	16
Hucksters	24, 44
Indian meal—Weight	44
Inspector—Whiskey, &c.	77
Beef & Pork	77, 83
Fish	77
Oath and Bond	ib.
Duty	ib.
Lumber	79, 80
Fees	80–1
Fish—fees	88
Lamps	18, 23
Lancastrian School	106
Laths	79, 81

Digitized by Google

	Page
Laths—Fees	81
Laws—Recorded	6
Printed	8
Level—Streets	25
License—Retailing	38
Tavern	ib.
Cakes	49
Confectionary	ib.
Horse-market	ib.
Watch tax	54
Free negroes	64–5
Dancing	67
Shop-keeper	54
Auctioneers	89
Drays, &c.	95
Theatre	101–2
Circus	101
Rope dancing &c.	ib.
Musical parties	ib.
Public exhibitions	103
Lime-kiln	33–4
Lots—Surveyed	25
Market—Stalls	42
Regulated	ib.
Mayor—Debt	3
Seal	5
Fee	ib.
Warrants	6
Paving contracts	23
Superintendent of Police	24
Grave digger	29
Nuisances	31
Beef and pork salted	29
Dogs	37
Oyster shells	34

	Page.
Mayor—Alms-House	45
Contagious disease	39–40
Watch tax	54
Watchmen	59
Poor-House	60, 62
Work-House	60—2
Slaves	63, 65
Free negroes	ib.
Dancing	67
Disorderly conduct	59
Constables	74, 76
Patrol	74
Office hours	76
Auctioneers	89–90
Drays, &c.	95
Public exhibitions	101–2
Hawkers and pedlars	103
Fish	84
Measurer of lumber	79–80
Of wood & bark	79, 81–2
Mulattoes	62
Necessaries	30
Negroes—free	59, 62
Nuisances	28—32
Sup. of Police	19–20, 31
Docks	35
Oats—Weight	44
Obscenity	66
Office—Tenure	88
Orphans—Poor	75
Oysters	33
Oyster-shells	34

Digitized by Google

	Page.
Paving—Streets	13, 16, 23
Footways	14–5, 26
Penalty—Appropriation of	107
Assessors	52
Auctioneers	91–2
Bell alarm	104
Bread	45
Brick-kiln	17, 33–4
Burying	28–9
Butcher	29
Butter	44
Cakes	49
Carriages	16
Carts	21
Chalybeate spring	100
Circus	102
Cock-fighting	110
Confectionary	49
Constables	75
Cruelty	33
Dancing	67
Dead animals	30
Disorderly conduct	59
Docks	35
Dogs	36–7
Drays, &c.	94–5
Driving	16
Drum and fife	38
Drunkenness	66
Exporting beef	83
and pork	84
Fish	86–7
Fire	98–9
Arms	37
Buckets	96–7
Hooks	97–8

	Page.
Penalty—Fish	48
Exported	86–7
Inspector	85, 87
Market	34–5
False packed	88
Flour casks	105
Footways	11–2, 26
Free negroes	65–6
Gaming	65, 109
Tables	108–9
Gaugers	77
Marks	78
Gunpowder	70, 72
Hawkers and pedlars	102
Hides	41
Horse racing	110
Hucksters	44
Indecent conduct	66
Inspectors of beef & pork	83
Marks	87
Lamps	19
Lumber	79
Market	43—6
Necessaries	30
Nuisances	31–2
Offal	46
Oysters	33
Packing fish	87–8
Public exhibitions	100—2
Purchasing fish	86
Pumps	12
Putrid substances	31
Quarantine	40–1

Digitized by Google

Page.

Penalty—Recovery of 107
Religious worship 68
Retailing spirits 38, 101–2
Sale at auction 93
Salting beef and pork 29-30
Shingles 80
Slaughter-house 29
Streets 11–2, 16–7, 30
Sup. of Police 21,24
Swine . 32
Town-clock 104
Titheables . 51
Watch tax . 54
Weights and measures 47–8
Wharfage of fish 88
Wood carts . 17
Plank—Measured . 79
Poor—Trustees . 60–1
House Keeper 60
Orphans . 75
Pork—Inspector . 77, 83
Fees - 83
Packed . 82
Exported . 29, 83
Salted . 29
Powder—Gun . 69
House keeper ib.
Fees 71
Superintendent of Police ib.
President of Com. Council—Debt 3
Public exhibitions 102

Page.

Profaneness . 66
Provisions—Market 43–4
Pumps . . . 12, 23

Quarantine . 39–40

Recording surveyor . 24
Regulators and surveyors ib.
Religious worship . 62, 68
Rent roll . . 3
Runaways . 68
Rye-meal—Weight . 44

Salting—Beef and pork 29
Scantling . . 79
School—Lancastrian 106
Seal—Corporate . 5
Sealer of weights and measures 46–7
Seizures—Appeal . 45
Sheep . . 33
Shingles . 79—81
Shorts—Weight . 44
Sinking fund . 4
Slaughter houses . 29
Slaves . . 59, 62
Spring—Chalybeate 100
Standard rod . 26
Stock—Corporation . 3
Stoves—Fire . 98
Streets . . 9
Fairfax . ib.
King . . ib.
Pitt . . ib.
Duke . . ib.
Wolf . . ib.
Footways . 9, 11
Obstructions 10–1, 16—8
Carriages 11–2, 16
Earth removed 12

Digitized by Google

	Page.
Streets—Horses	12, 16
Paving	13, 16
Regulated	25, 27
Sunday	24, 62
Superintendent of Police—Appointed	19
Salary	20
Oath & bond	23–4
Duty	19, 24
Streets	10, 13–4, 20, 23
Paving	13–4, 23
Nuisances	18–9, 20, 30–1
Fire buckets	19, 20
Fire hooks, &c.	20
Lamps	19, 23
Bridges	23
Sewers	ib.
Pumps	ib.
Contracts	21, 23
Offences	20
Laborers	22–3
Mayor	20
Carts	20–1
General powers	23
Expenses	ib.
Scavengers	20
Appeal	22
Sunday	24
Pork and beef salted	29
Swine, &c.	33
Oysters	ib.
Fish-market	34–5
Gunpowder	71
Constables	20, 74
Stoves	99
Flour casks	110
Cockfighting	110
Superintendent of Police—Graves	29
Superintendent of Watch appointed	57
Duty	ib.
Salary	ib.
Regulations	58
Lamps	19
Dancing	67
Surveyors—Appointed	24
Fees	26—8
Oath	28
Swine	33
Tavern—Gaming	108–9
Taxes	51
Paving	13–4
Lamp	18
Watch	53
Collection	54
Tenure of office	88
Theatre	100
Timber	79
Town-clock	104
Treasurer	55
Trustees of the poor	60–1
Titheables	51
Vagrants	62, 75, 109
Wagons	94–5
Watch—Appointed	57
Regulated	58
Dancing	67
Tax	53
Drum and fife	38
Weights and measures	46
Work House Keeper	60
Wood—Cord	81–2
Measurer	77

Digitized by Google

PRINTED BY ROUNSAVELL AND PITTMAN.

Digitized by Google

Digitized by Google

Digitized by Google

LAWS

OF THE

CORPORATION OF ALEXANDRIA,

PASSED SINCE THE REVISION

ON THE TWENTIETH OF JANUARY, EIGHTEEN HUNDRED AND TWENTY-ONE.

ALEXANDRIA, D. C.

PRINTED BY S. SNOWDEN AND W. F. THORNTON.

1825.

Digitized by Google

Digitized by Google

LAWS

OF THE

CORPORATION OF ALEXANDRIA.

AN ACT in addition to an act making provision for the Debt of the Corporation of Alexandria. 1822.

SEC. 1. *Be it enacted, by the Common Council of Alexandria,* That the mayor, the president of the common council and the auditor, are hereby appointed commissioners, and authorized to issue certificates of stock, not exceeding twelve thousand dollars in amount, sealed with the seal of the corporation, bearing an interest at the rate of six per cent. per annum, payable semi-annually; each certificate to be numbered, made payable to order, and assignable by endorsement, and to be signed by the mayor and president of the common council, and countersigned by the auditor, and to be after the following description, and none other: Viz: fifty and one hundred dollars each. Commissioners to issue certificates of stock.

SEC. 2. *And be it further enacted,* That the rent roll of the corporation is hereby set apart for the punctual payment of the interest on said certificates of stock, on the day, or days, they may fall due, and that the whole of the real estate be, and it is hereby, bound, for the redemption of the principal sum issued under this act. How secured.

SEC. 3. *And be it further enacted,* That the certificates of stock issued under this act, shall be redeemed on or before the first day of January, 1832, at the pleasure of the common council. When redeemable.

SEC. 4. *And be it further enacted,* That the commissioners appointed under this act, shall have

Digitized by Google

1822. power to dispose of and sell, at a rate not less than par, so much of the said stock, as may be sufficient to discharge the debt due by the corporation to the Bank of Alexandria, after having advertised the same, at least fifteen days, for proposals in the newspapers of the town.

How disposed of.

Auditor to have printed forms of certificates.

SEC. 5. *And be it further enacted*, That it shall be the duty of the auditor to have printed forms of certificates, which are to be issued under this act, which shall be bound in a book, having a margin containing the number, date, and name of the person to whom issued.

Provision for the gradual redemption of the stock.

SEC. 6. *And be it further enacted*, That all surplus money arising from the rent roll, after paying interest on certificates of stock, together with any money unappropriated in the treasury at the close of ~~every year, shall~~ constitute a sinking fund for the gradual redemption of said stock, and shall be placed in the hands of the mayor, the president of the common council and the auditor, who are appointed commissioners for that purpose.

SEC. 7. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this ninth day of January, eighteen hundred and twenty-two.

J. SWIFT,
President of the Common Council.

Approved, 10th January, 1822.

CHR. NEALE,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT vesting in the Board of Health certain powers deemed necessary in the discharge of their duties.

Be it enacted by the Common Council of the town of Alexandria, in Council assembled, That the board of health, and each of the members

Digitized by Google

thereof, in the particular district assigned to that member, of which notice shall have been given in the newspapers, shall have power, which is hereby granted, to order and direct the superintendent of police to have removed, in the manner prescribed by the various laws of the corporation in those cases made and provided, all nuisances, which in their opinion might endanger the health of the inhabitants. 1822.

The board may order the Superintendent to remove nuisances.

SEC. 2. *And be it further enacted*, That the superintendent of police shall promptly obey every such order given to him in writing as aforesaid, and if he should neglect or refuse the performance of any duty assigned to him as aforesaid, for a longer space of time than twenty-four hours after receiving the same, he shall forfeit and pay one dollar per hour, for every hour thereafter, that he shall so refuse or neglect the same, without a reasonable excuse be given.

Penalty on Superintendent of Police for neglect or refusal.

SEC. 3. *And be it further enacted*, That as a compensation for services rendered under this act, and for the additional penalties hereby imposed for neglect, the superintendent of police shall receive an additional compensation to that already prescribed by law, to be fixed by the common council on the recommendation of the board of health.

Additional compensation to Superintendent of Police.

SEC. 4. *And be it futher enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this eighth day of April, eighteen hundred and twenty-two.

J. SWIFT,
President of the Common Council.

Approved 15th April, 1822.

CHR. NEALE,
Mayor.

TEST,

I. P. THOMPSON, c. c.

Digitized by Google

Repealed in 1826 See. Page 34.

1822. AN ACT to repeal a part of the twentieth section of the act entitled "an act reducing into one and amending the several acts respecting Guagers, measurers of Lumber, Wood and Bark, and inspectors of Beef, Pork, Fish Whiskey, Peach and Apple Brandy."

Fish imported into town from other ports to be inspected & branded previous to sale or exportation.

SEC. 1. *Be it enacted by the Common Council of Alexandria,* That so much of the twentieth section of the above mentioned act as prohibits the inspection of fish imported into the town of Alexandria, from other ports of the United States, and inspected and branded according to law in such ports, be and the same is hereby repealed.

SEC. 2. *And be it further enacted,* That this act shall be in force from and after the passing thereof.

Passed in council this eighth day of April, eighteen hundred ~~and twenty-two.~~

J. JWIFT,
President of the Common Council.

Approved 13th April, 1822.

CHR. NEALE,
Mayor.

TEST,

I. P. THOMPSON, c. c.

AN ACT in addition to, and amending an act entitled "an act reducing into one and amending the several acts respecting the removal of nuisances and the preservation of the health of the town."

Where boats must land melons.

SEC. 1 *Be it enacted by the Common Council of Alexandria,* That for the future all boats, or other vessels, having melons on board for sale, or to be offered for sale, within the town, shall lie at the County Wharf on Point West, and at no other place, under a penalty not exceeding two dollars for each hour she shall remain at any other place, after being ordered away. And it shall be the duty of the superintendent of police and the police constables, and any member of the

Digitized by Google

board of health is authorized to have this law carried into effect. 1822.

SEC. 2. *Be it further enacted*, That to make the act, to which this is an amendment, more complete, it is hereby declared unlawful for any person or persons, during the season of fishing for shad or herring, to land or cause to be landed, any fresh fish, at any other place within the limits of the corporation, except at the Corporation Wharf established as a fish market; any person or persons offending herein shall forfeit and pay for each offence a sum not exceeding five dollars. Where fish shall be landed. Penalty

SEC. 3. *Be it further enacted*, That any person or persons who shall clean or cause to be cleaned, during the season of fishing for shad or herrings, any fresh fish within the limits of the corporation, except at the Corporation Wharf established as a fish market, shall forfeit and pay, for each offence, a sum not exceeding five dollars; and it is hereby declared, that a continuance of the offence, after each notice, or proceeding had on the same, shall constitute a new offence. *Provided*, That nothing herein contained shall be construed to prohibit the cleaning of fresh fish elsewhere within the limits of the corporation, intended for immediate use; but such fish shall not be cleaned at any of the public pumps of the town, under a ~~penalty not exceeding~~ fifty cents for each offence. No fish to be cleaned during the fishing season within the corporation except at the corporation wharf. Penalty. Proviso.

SEC. 4. *Be it further enacted*, That this act shall be in force from and after the passing thereof.

Passed in council this twenty-seventh day of May, eighteen hundred and twenty-two.

J. SWIFT,
President of the Common Council.

Approved May 28th, 1822.

CHR. NEALE,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

1822. AN ACT amending an act entitled "an act reducing into one and amending the several acts respecting Streets, Alleys, Pavements, Pumps and the Superintendent of Police."

Common Council may cause any square or part of a square, or side or part of a side to be paved.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That nothing contained in the act to which this is an amendment, shall be construed as a prohibition to the common council, to cause at any time, any square, or part of a square, or side, or part of a side thereof, to be paved, which they may think necessary to the convenience or health of the citizens.

Proprietors of ground fronting on such square, &c. to pay for such pavement.

SEC. 2. *Be it further enacted*, That when any paving is ordered to be done under this act, it shall be paid for by the proprietors of ground fronting on such square, or part of a square, or side, or part of a side thereof, as shall be ordered to be paved, agreeable to the general regulations for paving contained in the act to which this is an amendment

SEC. 3. *Be it further enacted*, That this act shall be in force from and after the passing thereof.

Passed in council this tenth day of June, eighteen hundred and twenty-two.

J. SWIFT,
President of the Common Council.

Approved 10th June, 1822.

CHR. NEALE,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT supplementary to an act reducing into one and amending the several acts respecting the prevention of accidents by Fire and for the extinguishment of the same.

Penalty for cutting straw by candle or lamp light.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That it shall not be lawful for any person, or persons, to cut or cause to be cut any straw, oats or hay, by candle or lamp light under the penalty of twenty dollars.

Digitized by Google

SEC. 2. *Be it further enacted*, That it shall not be lawful for any person, or persons, to enter any stable or other house where any hay or straw is deposited, with a candle or lamp, unless the same is enclosed in a good and sufficient lantern, under a penalty of ten dollars for each and every offence. And if any such offence be committed by a slave, or minor, the fine, or fines, aforesaid, shall be levied and collected from the owner, master, mistress, parent, or guardian, as the case may be.

No person to enter any house where hay or straw is deposited without a lantern.

Penalty.

SEC. 3. *Be it further enacted*, That this act shall be in force from and after the passing thereof.

Passed in council this twenty-first day of October, eighteen hundred and twenty-two.

J SWIFT,
President of the Common Council.

Approved October 23d, 1822.

CHR. NEALE,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT to repeal the act entitled "an act concerning the Lancasterian School."

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That the act entitled "an act respecting the Lancasterian School," passed the twentieth day of January, eighteen hundred and twenty-one, be, and the same is hereby repealed. *Provided*, That nothing herein contained shall be construed to affect the salary of the teacher for the present year, which will expire on the twenty-first day of March next.

Repealing clause.

Proviso.

SEC. 2. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Digitized by Google

1823. Passed in council this fourth day of January, eighteen hundred and twenty-three.

J. SWIFT,
President of the Common Council.

Approved 6th January, 1823.

CHR. NEALE,
Mayor.

TEST, I P. THOMPSON, C. C.

AN ACT in addition to an act, entitled "an act reducing into one and amending the several acts respecting the removal of Nuisances and the preservation of the Health of the town."

No unseaworthy vessel or hulk to be sunk in any of the docks of the town.

Penalty.

Superintendent to give notice to the proprietors to remove the same.

If not removed by the proprietors Superintendent to remove them.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That no person, or persons, hereafter, shall sink, or ground, or float, or cause to have sunken, grounded, or floated, any unseaworthy vessels, hulks, or parts thereof, or craft, or boats, or parts thereof, in any of the docks of the town of Alexandria, or any other place within the jurisdiction of said town, embraced between Pendleton-street and the south side of Green-street, under a penalty of fifty dollars for each offence, and a further penalty of five dollars for each day any unseaworthy vessel, hulk, or part thereof, or craft, or boat, or part thereof, shall remain, after notice be given the proprietor, or proprietors, or his or their agent, by the superintendent of police to remove the same. Said penalty to be paid by the proprietor, or proprietors, or his or their agent. And if the same be not removed within ten days after such notice, the superintendent of police shall remove the same, and charge the expense of removal to said proprietor, or proprietors, or his or their agent.

No person to keep in the water or on the

SEC. 2. *Be it further enacted*, That no person or persons, shall keep or cause to be kept, in the water, or on the shore within the reach of a com-

Digitized by Google

mon tide, within that part of the town of Alexandria, embraced between Pendleton-street and the south side of Green-street, between the first day of June and first day of November, in every year, any spars, arks, rafts, logs, or any other timber, under a penalty of five dollars for each offence, and a further penalty of five dollars for each day such spars, arks, rafts, logs, or other timber shall remain, after notice be given the proprietor, or proprietors, or his or their agent, by the superintendent of police to remove the same. Said penalty to be paid by the proprietor or proprietors thereof, or his or their agent. And if the same be not removed within ten days after such notice, the superintendent of police shall remove the same, and charge the expense of removal to said proprietor, or proprietors, or his or their agent.

shore within reach of the tide any spars, logs, &c. Penalty. If not removed after notice Superintendent to remove them.

SEC. 3. *Be it further enacted*, That it shall be the duty of the superintendent of police forthwith to notify the proprietor or proprietors, or his or their agent, of any unseaworthy vessel, hulk or part thereof, or craft or boat, or part thereof, and any proprietor or proprietors, or his or their agent, of any spars, arks, rafts, logs or any other timber, to remove the same beyond that part of the town embraced between Pendleton street and the south side of Green-street, within twenty days; and on said proprietor, or proprietors, or his or their agent refusing or neglecting to remove the same within such time, they shall be subject to a fine of fifty dollars for such refusal or neglect; and it shall be the duty of the superintendent of police, immediately after such refusal or neglect, to remove the same beyond the above described limits, and charge the expense of such removal to the proprietor, or proprietors, or his or their agent.

Superintendent to notify proprietors of hulks, spars, logs, &c. to remove them beyond that part of the town between Pendleton & Green-streets. If proprietors neglect or refuse, Superintendent to remove them.

SEC. 4. *Be it further enacted*, That all fines Fines and

Digitized by Google

1824. penalties how recovered.

or penalties under this act, shall be recovered in the same manner that other fines or penalties accruing to the corporation are recovered.

Repealing clause.

SEC. 5. *And be it further enacted,* That all acts, or parts of acts inconsistent with this act, be, and the same are hereby repealed, and that this act shall commence and be in force from and after the passing thereof.

Passed in council this seventeenth day of June, eighteen hundred and twenty-three.

J. SWIFT,
President of the Common Council.

Approved June 18th, 1823.

CHR. NEALE,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT to divide the County and Town of Alexandria into two Flour Inspection Districts.

Preamble.

WHEREAS, The congress of the United States have passed a law entitled "an act further to regulate the inspection of flour in the town of Alexandria," in which law they have empowered and required the common council of the town of Alexandria to "divide the said county and town into two inspection districts, that to each of those districts there be appointed a flour inspector in the mode now authorized by law, to perform alternate duties in the said districts."

County & town to be divided into two flour inspection districts.

SEC. 1. *Be it therefore enacted by the Common Council of Alexandria,* That the county and town of Alexandria be divided into two flour inspection districts, by a line drawn through the middle of Washington-street, beginning at the line dividing the District of Columbia from the state of Virginia and extending northwardly to the river Potomac, and that all that part of the said county and town of Alexandria which lies to the

Digitized by Google

eastward of said line be called and known by the name of the "Eastern Flour Inspection District;" and that all that part of said county and town of Alexandria, which lies westward of said line be called and known by the name of the "Western Flour Inspection District." 1824. To be called the Eastern and Western districts.

Sec. 2. *And be it futher enacted,* That this act shall commence and be in force from and after the passage thereof.

Passed in council this sixteenth day of June, eighteen hundred and twenty-four.

JOHN C. VOWELL,
President of the Common Council.

Approved June 16th, 1824.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, c. c.

AN ACT to regulate the exportation of Flour from the County of Alexandria, and to punish and prevent frauds in the inspection and shipment thereof.

Whereas, the congress of the United States have passed a law in which the common council of the town of Alexandria are empowered to divide the town and county of Alexandria into two inspection Districts, and to provide for a re-inspection of flour in store, and to regulate the exportation and shipment thereof, and for the punishment of all persons who shall be guilty of fraud, or otherwise violate their regulations, and to alter or amend the present inspection law so far as it may be necessary to effect that object. Preamble.

Sec. 1. *Be it therefore enacted, by the Common Council of Alexandria,* That the two flour inspectors, who shall have been appointed, under the law of congress aforesaid, shall interchange their districts, on the Monday morning of every week; and that all the emoluments which shall Two inspectors to be appointed.

Digitized by Google

1824. arise from the inspection of flour, shall be equally divided between them; and that they shall keep an exact account of the number of barrels and half barrels of flour by them respectively inspected, and once in every three months, to wit: on the first days of January, April, July and October, make a return thereof, on oath or affirmation, before the mayor of said town, and also have published in the newspapers of said town the amount of said inspection: And in case of sickness or unavoidable absence from town, of one of the said inspectors, the other inspector shall perform the duties of both during the sickness or absence of the other. And it shall be the duty of each of the said inspectors, under the direction of the mayor, upon application being made for that purpose, to assist the other inspector when the quantity of flour ready for inspection shall render it necessary; but such assistance shall not be given when the inspector's services are required in his own district. And before either of the said inspectors shall enter upon the duties of his office, he shall give bond, with security to be approved of by the mayor, payable to the common council of Alexandria, in the sum of one thousand dollars, conditioned for the faithful discharge of the duties of his office, and take the following oath or affirmation, before the mayor, to wit: "That he will, without favor, affection, malice, or partiality, carefully inspect all flour brought to him, and which he shall be required to examine; that no flour shall be passed or branded by him, or by his order, without inspecting the same; that he will not brand or cause to be branded as passed, any cask or casks of flour that do not appear to him, to the best of his skill and judgment to be unmixed and sufficiently clean, well ground, sweet and merchantable; that he will mark or brand (or cause it to be done) on all casks of flour

The emoluments to be equally divided.

To make returns every three months.

To assist each other when necessary.

Inspectors to give bonds and take oath or affirmation.

Oath or affirmation

Digitized by Google

the degree thereof, according to the direction of this act; that he will carefully examine the casks in which flour brought for inspection shall be contained; and that he will not pass or brand any such casks unless they be of such size, goodness and thickness, as is by this act required, and that he will faithfully perform all other duties required by this act to the best of his skill and ability."

Inspectors to furnish themselves with blank certificates.

SEC. 2. *And be it further enacted*, That each inspector of flour, shall furnish himself with printed blank certificates of the following form, to wit:

Form.

Date	For whom inspected	Mill brand	Superfine	Fine	Middlings	Shipstuff	Condemned	Barrels condemned	Cooperage

A. B. *Inspector.*

Certificates to be filled up and delivered to the owner, agent or purchaser.

And that whenever any lot of flour has been inspected, the inspector thereof shall fill up a certificate agreeably to the above form, stating the quantity and quality of the flour inspected, the mill brand thereon, with the cost of cooperage, and deliver the same to the owner, agent or purchaser thereof, for the use of the said owner; and that in all cases of condemned barrels, the charge shall be for each barrel so condemned, the sum of fifty cents per barrel, as the price of the barrel and repacking thereof; and it shall be the duty of the inspector so to mark each condemned barrel on the head and bilge with a proper marking iron, that the same cannot be defaced; and every person attempting to ship, or delivering to be shipped, such condemned barrel, shall for

Inspectors to mark condemned barrels on the head and bilge.

Penalty for attempting to ship or deliver such condemned barrel.

Digitized by Google

1824. every offence forfeit and pay the sum of two dollars per barrel.

Inspectors to furnish themselves with branding irons.

SEC. 3. *And be it further enacted*, That each inspector shall furnish himself at his own proper costs, with branding irons for the various brands wanted, the letters of which shall be at least three-fourths of an inch in length; that no cask of flour shall be branded until after it is inspected; that each of the inspectors of flour shall brand each and every barrel and half barrel, by him or them inspected, or cause it to be so done, with the initial letters of his name, at the end, or immediately under the brand, or mark which distinguishes the quality of the flour; and that the brand in all cases shall be in plain legible letters, under the penalty of twenty-five cents, for each barrel, or half barrel, not thus legibly branded, to be paid by the inspector who inspected the same.

How barrels shall be branded.

Penalty.

No inspector to be engaged in the manufacture or purchase of flour.

SEC. 4. *And be it further enacted*, That no inspector of flour shall, directly or indirectly, be engaged in the manufacture of flour, or purchase any flour, other than for the use of his own family, under the penalty of five dollars for each barrel, or half barrel, by him so manufactured or purchased.

Penalty for obstructing the inspector in executing his duty.

SEC. 5. *And be it further enacted*, That if any owner, seller, agent, or other person shall prevent or obstruct the inspector, or inspectors from exercising the duties assigned to him, or them, by this act, he or they shall forfeit and pay for every such offence the sum of ten dollars.

Inspector to weigh one or more barrels of flour at each place he inspects when he

SEC. 6. *And be it further enacted*, That it shall be the duty of each inspector of flour to weigh, or cause to be weighed in his presence, as frequently as he may deem it necessary, one or more barrels of flour, at each and every place where he may be called on to inspect the same, and the said inspector is hereby enjoined so to

Digitized by Google

arrange the same, as to have a part of every brand which may be brought to the town of Alexandria, weighed at least, once a month. deems it necessary.

SEC. 7. *And be it further enacted,* That all casks containing flour brought to the town of Alexandria for sale or exportation, which shall be well made of good seasoned materials, and tightened with ten hoops, sufficiently nailed, with four nails on each chine hoop, and three nails on each upper bilge hoop, and of the following dimensions, to wit: the staves of all barrels twenty-seven inches in length, and the heads seventeen and a half inches in diameter; and half barrels shall be of the following dimensions, to wit: the staves of the length of twenty-three inches, and the diameter of each head of twelve inches and a half, and tared on the same head with the mill brand, shall be deemed a merchantable cask, provided it has received no material injury in its transportation to market. What casks shall be deemed merchantable.

SEC. 8. *And be it further enacted,* That all flour, in barrels, offered for inspection, shall contain the full weight of one hundred and ninety-six pounds of flour, and all half barrels the full weight of ninety eight pounds of flour upon inspection; and should there be a smaller quantity of flour in any cask, than is directed by this act, the owner or agent thereof shall forfeit and pay for the deficiency of every pound, under three, eight cents a pound; and for the deficiency of every pound more than three, seventeen cents per pound; and it shall be the duty of the flour inspectors, whenever they shall have any reason to suspect any casks containing flour and offered for inspection, to be falsely tared, to cause the flour therein to be started, and the cask to be weighed, and if it should so appear that the cask, or casks, should weigh more than what they have been marked, then, in that case, the owner, or All barrels to contain the full weight of flour. Penalty for any deficiency. If the inspectors suspect casks to be falsely tared they shall cause the flour to be started and the cask weighed.

Digitized by Google

1824. agent, thereof, shall forfeit and pay, for every such offence, the sum of thirty cents for every pound the said cask, or casks shall weigh heavier as aforesaid; and shall moreover, pay fifteen cents for starting and re-packing each and every cask or barrel, unless, after examination, the tare should prove to be correct, then, in that case, the cost and charges incurred thereby, shall be paid by the said inspector, and repaid to him by the corporation.

Penalty for false taring

Every barrel of flour or meal to be tried by boring the head and piercing the barrel through.

The inspector to brand on it the degree of fineness.

When unmerchantable to be branded 'Condemned.'

To be branded with the date of the year and quarter when inspected.

SEC. 9. *And be it further enacted*, That every barrel of flour, or meal, submitted to the examination of the inspector, shall be searched, and tried, by boring the head, and piercing the barrel through, with an instrument not exceeding five-eighths of an inch diameter within, to be provided by the said inspector, for that purpose, who shall afterwards plug up the hole, with a plug made of any kind of soft wood, and if the said inspector shall judge the same to be merchantable, according to the directions of this act, he shall brand the degree of fineness which he shall, on inspection, determine the same to be of, which degree shall be distinguished as follows, to wit: "*Alexandria Superfine*," "*Alexandria Fine*," "*Alexandria Middlings*," ship stuff, rye, superfine, rye fine, and fine meal, as the quality may be; and every cask of flour which shall prove on examination thereof, to be unmerchantable, shall be branded on the quarter *Condemned:* and all flour or meal, which shall pass inspection in the months of January, February and March, shall be deemed, and called, of the first quarter; in April, May, and June, of the second quarter; in July, August, and September of the third quarter; and in October, November, and December, of the fourth quarter; which said different periods shall be designated by the inspector at the time of inspection by branding on the quarter of

Digitized by Google

the barrel, the letters and figures 1Qr, 2Qr, 3Qr, 4Qr, together with the date of the year; and the inspector aforesaid shall have and receive from the owner, seller, or agent of such flour, two cents for each cask, and no more.

Fee for inspection.

Sec. 10. *Be it further enacted*, That when any person shall think himself aggrieved by the judgment or want of skill in any one of the flour inspectors, it shall and may be lawful for such person to apply to the mayor, who shall, thereupon, issue his warrant, directed to three indifferent persons, well skilled in the manufacture and quality of flour, to review and re-examine the same, which said three persons, having taken the same oath or affirmation, as by this act is directed to be taken by every inspector of flour, shall carefully view and re-examine the same; and if any two of the said persons appointed shall declare the same to be of a quality different from that declared by the first inspector, then, the said inspector shall put such brand on said flour as the reviewers, or any two of them, shall determine to be the quality thereof; and if the judgment of the said inspector is confirmed, then, the person, or persons, at whose request the review has been made, shall pay ten cents per barrel for the first five barrels, and one cent per barrel for every barrel, over that number, to each of the reviewers, with the costs of review; and if the judgment of the said first inspector, shall not be confirmed, then, the said inspector shall pay the same sum to each reviewer and cost of review, to be repaid to him by the corporation; and if any person, so appointed by warrant to review any flour or meal, shall refuse to act, he shall forfeit and pay five dollars, for the use of the common council of Alexandria, to be recovered by warrant before the mayor.

Any person may appeal from the decision of the inspectors.

The mayor upon application, shall order a re-examination.

Reviewers appointed.

Compensation to reviewers.

Penalty on reviewers for refusing to act.

Sec. 10. *And be it further enacted*, That all

All flour

1824. flour, brought to the town of Alexandria, for sale, or exportation, shall be submitted to the view and examination of the inspectors, as aforesaid, and shall be examined and inspected in the open air; and it shall not be lawful for said inspectors to examine and inspect flour, when in any warehouse, or other building whatever, under the penalty of one dollar for each and every barrel so inspected.

Brought to the town for sale or exportation to be inspected in the open air.

Penalty.

All flour falsely packed or mixed to be forfeited, &c.

SEC. 12. *And be it further enacted*, That all wheat flour and every cask thereof, brought to the town of Alexandria, for sale or exportation, shall be made merchantable, and of due fineness, without any false packing, or mixture of coarser, sour, oily, stale, or other flour, or meal; and if there be any such false packing, or mixture of coarser, sour, oily, stale or other flour, or meal, the person or persons, offering the same for sale or inspection, shall forfeit and pay the sum of five dollars for every barrel or half barrel of flour so falsely packed or mixed, with coarser, sour, oily, stale or other flour, or meal; and, moreover, shall forfeit the same, to be sold, by the inspector, for the use of the said common council; and every cask of flour brought to said town, for sale or exportation, shall be inspected and branded according to law.

Penalty for offering such flour for sale or inspection.

Penalty for altering, erasing or imitating the inspector's brand, for repacking unmerchantable flour into the casks, for sale or exportation.

SEC. 13. *And be it further enacted*, That if any person, or persons, shall alter, erase, or deface, the mark or brand made on any barrel of flour by any inspector, or shall mark or brand, any barrel of flour that hath not been inspected, with any mark, or brand similar to, or in imitation of the inspector's mark, or brand, or after the said inspector shall have passed any cask of flour as merchantable, shall pack into the cask which contained the same, any other flour, or after any barrel of flour shall have been branded *Condemned*, shall unpack and re-pack the same

Digitized by Google

into other casks for sale or exportation, such person, or persons, shall forfeit every such barrel of flour, which shall be sold by the inspector for the use of the common council, and shall, moreover, pay the sum of five dollars, for each and every offence aforesaid.

No sour, oily or condemned flour to be exported.

SEC. 14. *And be it further enacted*, That it shall not be lawful to export or attempt to export from the town or port of Alexandria, to any port or place whatever, any sour, musty, oily, or condemned flour, or any flour in casks, not inspected and branded according to this act. And every person, or persons, offending herein, shall forfeit and pay five dollars for each and every barrel, laden, or attempted to be laden, on board any boat, scow, ship, or other vessel, with a view to be exported. And it shall be the duty of the inspectors, whenever they, from information, or from other circumstances, have reason to suppose that any parcel of sour, musty, oily, or condemned flour, is laden, or intended to be laden, on board any scow, boat, ship, or other vessel, for exportation, to re-examine the same, although it had been previously inspected, and branded, and, if, on examination, it shall prove to be sour, musty, oily, or condemned, as aforesaid, to prosecute the owner, or agent thereof, according to law.

Penalty.

The inspectors to re-examine any flour which they suspect to be soon laden or intended to be laden on board any vessel.

All purchasers of flour for exportation may have the same re-inspected.

SEC. 15. *And be it further enacted*, That in all cases, the purchasers, of flour for exportation, may have the same re-inspected, at his or their own proper cost; and that should the flour, upon re-inspection, be so altered from its former grade, as to have become sour, oily, musty, or unmerchantable, then the former marks, or brands, shall be carefully erased, and the same marked *Condemned;* and that all flour which shall have remained in store during any one month of the third quarter, or during any two other quarters

Digitized by Google

1824. of the year, shall, in like manner, be re-inspected previous to the shipment thereof; under the penalty of three dollars per barrel, to be paid by every person who shall ship or attempt to ship, any such flour without such re-inspection, and in all cases when flour is re-inspected, the inspector shall charge one cent per cask, and no more, for such re-inspection.

When flour shall be inspected.

Penalty for shipment without re-inspection.

No gratuity to be offered any wagoner.

Penalty.

Fines how recovered.

The inspectors to keep a true account thereof & make returns to the mayor.

How applied.

SEC. 16. *Be it further enacted*, That if any purchaser of flour shall offer to any wagoner, or other agent, for the sale thereof, any gratuity for himself, or any consideration other than a stated price per barrel for the flour, such offer shall be deemed an attempt to bribe such wagoner, or agent, and shall subject the person making such an offer to a penalty of five dollars for each offence, upon conviction thereof.

SEC. 17. *Be it further enacted*, That all fines, penalties and forfeitures, arising under or accruing from, the second, fifth, eighth, tenth, twelfth, thirteenth, fourteenth, fifteenth and sixteenth, sections of this act, shall be received by the inspectors, who are bound to prosecute for the same, if necessary, and, when not exceeding fifty dollars, may be recovered, with costs, before the mayor, or any justice of the peace for the county of Alexandria; and the inspectors, aforesaid, thall keep a true account thereof, and in the month of January in every year make a return thereof to the mayor, under oath or affirmation, and after refunding any expense that may have been incurred in procuring, and keeping in order, all the branding irons, scales and furnaces, which may be found necessary for the use of the said inspectors, in the performance of their duties, under this act, shall pay over to the treasurer of the corporation the remaining balance of moneys collected by them, after deducting ten per cent therefrom, for

Digitized by Google

their commission: And that all fines, penalties, and forfeitures, that may arise or accrue under the third, fourth, and eleventh sections of this act, shall be one half to the informer, and the other half for the use of the corporation, to be received by the mayor, or justice of the peace, before whom the same may be recovered. 1824.

SEC. 18. *And be it further enacted*, That this act shall commence and be in force from and after the first day of September next.

Passed in council this twenty-second day of July, eighteen hundred and twenty-four.

JOHN C. VOWELL,
President of the Common Council.

Approved July 23d, 1824.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT authorizing the Board of Health to remove persons under contagious disease to suitable places, and for other purposes.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That the board of health are hereby empowered to order the removal of all persons sick or afflicted with any contagious disease, to some safe and proper place within the jurisdiction of the corporation, when in their opinion public safety and the health of the town require the same; to rent a suitable place for their comfort and accommodation; to consult and employ the physician for the poor; to hire nurses and provide necessaries for such as are in indigent circumstances and unable to pay for the same. And that two hundred dollars be, and is hereby appropriated to meet the expense attending the execution of this law.

The board of health to order the removal of persons affected with contagious diseases.

Appropriation.

Digitized by Google

1824.

Penalty for refusing to comply with the order of the board of health.

SEC. 2. *And be it further enacted*, That any person, either parent, guardian, master, mistress, or owner of the house, where such disease may be (or the diseased themselves, when responsible persons) refusing to comply with the order of the board of health through the superintendent of police, shall forfeit and pay two dollars per hour during the time of such refusal to comply with the order aforesaid, to be recovered by warrant before the mayor, as other fines of the corporation.

Proviso.

Provided, nothing in the foregoing shall be construed to prevent the friends and relatives of the diseased aforesaid from removing them to places prepared by themselves, when such places are approved by the board of health or their physician, nor to authorize them to remove any subject, at a period of the disease, when the life would be endangered thereby,

SEC. 3. *Be it further enacted*, That this act shall be in force from and after the passing thereof.

Passed in council this ninth day of September, eighteen hundred and twenty-four.

MORDECAI MILLER,
President pro. tem.

Approved.

JOHN ROBERTS,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT creating a Corporation Stock bearing an interest not exceeding five per cent per annum.

The mayor and president of council & auditor appointed commissioners.

SEC. 1 *Be it enacted by the Common Council of Alexandria*, That the mayor, the president of the common council and the auditor, are hereby appointed commissioners, and authorized to issue certificates of stock, not exceeding fifty eight thousand dollars in amount, sealed with the seal of the corporation, bearing interest at a rate

Digitized by Google

not exceeding five per centum per annum, payable semi-annually; each certificate to be numbered, made payable to order, and assignable by endorsement, and shall be signed by the mayor, and the president of the common council, and countersigned by the auditor, and shall be in sums of one hundred dollars only.

To issue certificates of stock.

SEC. 2. *And be it further enacted*, That the rent roll of the corporation is hereby set apart for the punctual payment of the interest on the said certificates of stock, on the day or days that it may fall due; and that the whole of the real estate be and is hereby bound, for the redemption of the principal stock issued under this act.

Rent roll pledged for the interest.

SEC. 3. *Be it further enacted*, That the certificates of stock issued under this act, shall be redeemable after the first day of January, in the year eighteen hundred and thirty-five.

Stock redeemable after first Jan. 1835.

SEC. 4. *Be it further enacted*, That the commisssioners appointed under this act, shall have power to dispose of and to sell, the whole or any part of the stock created by this act, at a price not less than par, after advertising in the public newspapers for proposals; and the monies produced by such sales shall, by the said commissioners, be appropriated from time to time, to the redemption of the stock bearing interest of six per centum per annum, issued under the acts of twenty-fourth March, eighteen hundred and nineteen, and the ninth January, eighteen hundred and twenty-two, and to no other purpose.

Stock to be sold at not less than par.

The monies to be appropriated to the redemption of the 6 per cent stock.

SEC. 5. *And be it further enacted*, That it shall be the duty of the auditor to have printed forms of certificates, which are to be issued under this act, which shall be bound in a book having a margin containing the numbers, dates and names of the persons to whom issued.

Auditor to provide printed forms of certificates.

SEC. 6. *Be it further enacted*, That after the first day of January in the year eighteen hundred

Digitized by Google

1825. and twenty-six, and after the stock created by the acts of twenty-fourth March, eighteen hundred and nineteen, and ninth January, eighteen hundred and twenty-two, shall have been redeemed, all the surplus money arising from the rent roll, after paying the interest on the certificates of stock issued under this act, together with any money unappropriated in the treasury at the close of each year, shall constitute a sinking fund for the gradual redemption of the stock created by this act: And the mayor, president of council and auditor for the time being, shall be commissioners for the management and appropriation of said sinking fund.

Provision for the gradual redemption of the stock.

SEC. 7. *And be it further enacted*, That this act shall be in force from and after the passing thereof.

Passed in council this eighteenth day of October, eighteen hundred and twenty-four.

JOHN C. VOWELL,
President of the Common Council.

Approved October 19th, 1824.

J ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT amending an act entitled "an act creating a Corporation Stock bearing an interest not exceeding five per cent per annum.

Certificates to be issued in sums not less than $100 each.

SEC. 1. *Be it enacted, by the Common Council of Alexandria*, That the stock to be issued under the act, to which this is an amendment, shall be issued in sums not less than one hundred dollars; and that the said stock, or any portion thereof, shall be transferable by the owner or owners thereof; or by his, her, or their attorney, at the office of the auditor, who shall keep a

Transferable at auditors office.

Digitized by Google

transfer book and stock ledger for that purpose ; and that when certificates of stock are divided, the old certificates shall be cancelled in the same manner as is prescribed by the act to which this act is an amendment. 1825.

SEC. 2. *And be it further enacted,* That this act shall be in force from and after the passing thereof.

Passed in council this twenty-first day of January, eighteen hundred and twenty-five.

JOHN C. VOWELL,
President of the Common Council.

Approved, January 22d, 1825.

JOHN ROBERTS,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT regulating Coal Yards.

SEC. 1. *Be it enacted by the Common Council of Alexandria,* That it shall not be lawful for any person, or persons, hereafter to deposit, or cause to be deposited within the corporation of Alexandria, any coal with the intention of selling the same, unless it shall be inclosed by brick or stone walls, or shall be deposited at the distance of at least fifty feet from any building or lumber yard. All coal not enclosed by brick walls to be fifty feet from any building.

SEC. 2. *And be it further enacted,* That all coal, already deposited within the corporation of Alexandria, with the intention of selling the same, shall be removed by the owner, or his or her agent, or on their neglect to do so, by the superintendent of police at the expense of such owner, or his or her agent, on or before the expiration of six calendar months from the passing of this act, without such coal shall be inclosed by brick or stone walls, or be deposited at the distance of at least fifty feet from any buildings. All coal now deposited within the corporation to be removed unless inclosed, &c.

Digitized by Google

1825.

Penalty.

SEC. 3. *And be it further enacted*, That every person, or persons offending against the provisions of this act, shall forfeit and pay fifty dollars for each offence, to be recovered by warrant before the mayor or any justice of the peace for the county of Alexandria, and that every six days which coal shall lie, that may hereafter be deposited contrary to this act shall be constituted a new offence, and the same penalty shall be attached, and be recovered in like manner.

SEC. 4. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in council this twenty-eighth day of January, eighteen hundred and twenty-five.

THOMPSON F. MASON,
President pro. tem.

Approved January 29th, 1825.

JOHN ROBERTS,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

AN ACT in addition to an act entitled "An Act reducing into one and amending the several acts respecting the Clerk of the Common Council, and the Auditor of the Public Accounts. 1825.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That in addition to the duties of the Clerk of Council, prescribed in the act to which this is an amendment, he shall keep an exact account of all the property belonging to the Corporation, to whom rented, and for how much; which account shall be rendered annually to the Committee appointed to examine the accounts of the Corporation. The Clerk to keep an account of the public property.

SEC. 2. *And be it further enacted*, That it shall also be the duty of the Clerk, to render to each Committee appointed to settle the accounts of the Corporation, a correct list of all persons accountable to the Corporation, and the amount for which each person is accountable. To render a list of all persons accountable to the Corporation to the Committee of Accounts.

SEC. 3. *And be it further enacted*, That it shall be the duty of the Clerk to record in a book, to be furnished at the expense of the Corporation, all contracts, leases and bargains, between the Corporation and other bodies or persons, which contracts, &c. shall extend beyond a year in duration, and shall embrace contracts, &c. now existing, and which shall hereafter be made; and that he shall arrange and preserve an index of the same. To record all leases, &c.

SEC. 4. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in Council this twenty-sixth day of February, eighteen hundred and twenty-five.

JOHN C. VOWELL,
President of the Common Council.

Approved, Feb. 28, 1825.

JOHN ROBERTS,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

1825. AN ACT to provide more effectually for the Collection of the Public Revenue.

All accounts of taxes, &c. to be placed in the hands of the Collectors on or before the 1st day of June.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That all accounts of taxes and public dues heretofore required by law to be made out and prepared by the Clerk of the Common Council, shall be by him placed in the hands of the Collectors on or before the first day of June, in every year.

Collector may distrain for taxes, &c. on or after the 1st of July.

SEC. 2. *Be it further enacted*, That every Collector shall proceed to collect all taxes, rents, or other claims due to the Corporation, agreeably to the lists made and placed in his hands by the Clerk of the Corporation, commencing on the first day of June, and which may be distrained for on or at any time after the first of July next succeeding. And in the collection of taxes due upon real estate, the Collectors shall be authorised to distrain any personal property within the Corporation belonging to the person to whom such taxes are charged, or any personal property of any tenant or other person in possession of such real estate: *Provided*, That where any tenant shall be distrained for the taxes due from the proprietor, he shall have credit for the same, with costs and damages, against such proprietor, out of the rents he may owe him; but this act shall not be construed to destroy or impair any contract by which the tenant may be bound to pay the said taxes or any part thereof.

Any tenant distrained for taxes due from the proprietor shall have credit out of the rent.

Proviso.

Every collector to make weekly payments to the treasurer and return an account of the same to the Auditor.

SEC. 3. *Be it further enacted*, That every Collector shall on Saturday of each week in every year, bring in and pay to the Treasurer, all money he shall have received for taxes, rents or any other accounts, for the use of the Corporation, and shall immediately return an account of the same to the Auditor, who is hereby required and directed to lay the same before the Common

Digitized by Google

Council at their next meeting, whether stated or otherwise; and in case of default in making such returns by any Collector, the same shall in like manner be reported by the Auditor to the Common Council. And every Collector shall, on or before the first day of November, in each year, pay into the Treasury all taxes, rents or monies by him collected in such year, and shall render to the Clerk of the Common Council, a complete account of all his collections and payments during the year, specially stating in such account the names of all insolvents and defaulters, and the sums respectively due by them; which account it shall be the duty of the Clerk to compare and examine, and lay the same before the Common Council. And any Collector who shall fail to render any such weekly account as herein directed, shall forfeit and pay for each neglect the sum of Ten Dollars; and for failing to render and settle his account on or before the first day of November, as by this act required, shall forfeit and pay the sum of One Hundred Dollars.

1825.

Every default of a Collector in making such return, to be reported by the Auditor to the Council.

Collectors to settle their accounts on or before the first of November

Penalty.

Sec. 4. *Be it further enacted*, That there shall be a regular and stated meeting of the Common Council of Alexandria, on the first Monday of November in each year, for the purpose of receiving and inquiring into all such accounts of the Collectors; at which meeting shall be received and allowed by the Common Council, if to them it shall seem proper, all such lists of insolvents and defaulters as shall have been previously rendered to the Clerk of the Common Council. *Provided, however*, that no such list shall be allowed unless verified by the oath or affirmation of the Collector returning the same, together with the tickets as placed in his hands for collection. And in case the Collector shall have rendered full and satisfactory accounts, and shall have promptly paid into the treasury, all sums

A regular meeting of the Council to be held on the first Monday in November to receive the Collectors' accounts.

Digitized by Google

1825. collected by him as aforesaid, on or before the first day of November, then the said Collector shall receive as an additional compensation, one per centum on all sums of money so collected and paid into the treasury by him.

Additional compensation to collectors.

Sec. 5. *Be it further enacted*, That when any Collector shall have failed to render any such account, or shall, upon rendering such account, be found in arrears for any taxes, monies, or claims placed in his hands for collection, that his bond as Collector shall be immediately placed in the hands of the Attorney for the Corporation, whose duty it shall be forthwith to proceed on the same for the recovery of all balances, outstanding taxes, or unsettled claims and accounts, remaining in the hands of such Collector; and the said Collector and his securities, jointly or severally, shall be liable to a judgment on motion in the name of the Mayor and Common Council of Alexandria, for the full amount of all monies, taxes, accounts or claims, for which he shall be so chargeable; *Provided*, ten days previous notice be given said Collector and his securities, of the time of making such motion, and of the Court in which it shall be made. And no Collector shall at any time be allowed to return any lists of insolvents or defaulters, or have any credit or allowance therefor, after twelve months shall have expired from the period of the taxes becoming payable by such Collector, to which such lists relate.

The bond of every Collector failing to render his accounts, to be placed in the hands of the Attorney for the Corporation, to be forthwith proceeded on.

Sec. 6. *Be it further enacted*, That should any circumstance occur to prevent the regular and stated meeting of the Common Council on the day herein before directed, that then the President of the Council shall, so soon thereafter as may be, proceed to call a meeting of the Council for the purposes aforesaid.

Should the regular meeting of Council be prevented the President may call one.

Sec. 7. *Be it further enacted*, That the fifth

Digitized by Google

section of the "Act reducing into one and amending the several acts respecting Assessors, Collectors of Taxes, and the Treasurer of the Corporation," passed on the twentieth day of January, eighteen hundred and twenty-one, be and the same is hereby repealed. Repealing clause.

SEC. 8. *Be it further enacted*, That this act shall be in force from and after the passing thereof.

Passed in Council, this eleventh day of May, eighteen hundred and twenty-five.

JOHN C. VOWELL,
President of the Common Council.

Approved, May 12th, 1825.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT to provide for Licensing and Taxing the Venders of Lottery Tickets.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That from and after the 15th day of July next, no person or persons shall sell any Lottery ticket, or part, or share of a Lottery ticket, within the town of Alexandria, except in such Lotteries as may be authorized by the laws of the Common Council of Alexandria, without having first obtained a license to sell Lottery tickets from the Mayor; who is hereby authorized to grant the same under his hand and the seal of the Corporation, which license shall be in force for one year and no longer. And whoever shall offend herein, shall forfeit and pay for each ticket, or part, or share of a ticket so sold, the sum of Ten Dollars, for the use of the Common Council, to be recovered by warrant in their name before the Mayor or any Justice of the Peace, or by action of debt in any Court of competent jurisdiction, as the case may require.

No lottery tickets except in lotteries authorized by the Common Council to be sold without license.

Penalty.

Digitized by Google

1826. SEC. 2. *And be it further enacted*, That before granting any such license, the person or persons applying for the same shall pay to the Mayor, for the use of the Common Council, the sum of Fifty Dollars, in addition to the compensation now allowed by law to the Mayor for affixing thereto the seal of the Corporation.

Amount to be paid for a license.

SEC. 3. *And be it further enacted*, That this act shall be in force from and after the passing thereof.

Passed in Council this fourteenth day of June, eighteen hundred and twenty-six.

JOHN C. VOWELL,
President of the Common Council.

Approved,

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT, to repeal the Act, entitled "An Act, to repeal a part of the twentieth section of the act, entitled 'An Act reducing into one and amending the several acts respecting Gaugers, Measurers of Lumber, Wood, and Bark, and Inspectors of Beef, Pork, Fish, Whiskey, Peach and Apple Brandy."

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That the act entitled An Act to repeal a part of the twentieth section of the act, entitled "An Act, reducing into one and amending the several acts respecting Gaugers, Measurers of Lumber, Wood and Bark, and Inspectors of Beef, Pork, Fish, Whiskey, Peach and Apple Brandy," be and the same is hereby repealed.

Repealing clause.

SEC. 2. *And be it further enacted*, That this act shall be in force from and after the passing thereof.

Digitized by Google

Passed in Council this first day of December, eighteen hundred and twenty-six. 1826.

JOHN C. VOWELL,
President of the Common Council.

Approved, December 3d, 1826.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, c. c.

AN ACT, repealing in part an act, entitled "An Act vesting in the Board of Health, certain powers deemed necessary in the discharge of their duties.

Repealing clause.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That the third section of the act, entitled "An Act vesting in the Board of Health certain powers, deemed necessary in the discharge of their duties," passed on the 15th day of April, 1822, be and the same is hereby repealed.

Passed in Council this twenty-first day of December, eighteen hundred and twenty-six.

JOHN C. VOWELL,
President of the Common Council.

Approved, December 26th, 1826.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, c. c.

AN ACT to provide for the removal of Paupers, Vagrants, and such other persons as may not legally be entitled to residence within the Corporation.

Every pauper not entitled to residence within the Corporation, to be removed therefrom by the Mayor.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That on complaint being made to the Mayor or any Justice of the Peace, by any one or more of the Trustees of the Poor, that any Pauper not entitled to residence, has removed within the limits of the Corporation, it shall be lawful for the Mayor, or such Justice, and shall be the duty of the Mayor, forthwith

Digitized by Google

1827. to cause such Pauper to be brought before him; and if on examination it shall appear that he or she is not entitled to residence within the Corporation, to cause such Pauper to be removed therefrom, and when it may be practicable, carried back to the place of his or her last legal settlement.

All vagrants to be reported to the Mayor by the Police Constables

SEC. 2. *And be it further enacted*, That the Police Constables shall report to the Mayor, and in case of his absence or indisposition, to any Justice of the Peace of the County, all Vagrants that may be found within the limits of the Corporation; and it shall be lawful for the Mayor, or such Justice, and shall be the duty of the Mayor, to cause such Vagrants to be brought before him; and if on examination they shall appear to be within the description of Vagrants as hereinafter mentioned, the Mayor or Justice is hereby empowered to commit ~~such~~ Vagrants to the Work House, for any time not exceeding three months.

What persons shall be considered vagrants.

SEC. 3. *And be it further enacted*, That all able bodied persons, who not having wherewithall to maintain themselves, shall be found loitering or wandering abroad, without betaking themselves to some honest employment; and all beggars, drunkards, or notoriously lazy, idle, or disorderly persons, and all keepers or exhibitors of any Billiard Table, or Faro Bank, A. B. C, or E. O. Table, or of any other gaming table, or device of any denomination whatever, and all free negroes and mulattoes not entitled to residence, shall be considered and treated as Vagrants.

Police Constables to report to the Mayor all persons of color who have come into the town since August 9, 1809.

SEC. 4. *And be it further enacted*, That the Police Constables shall report to the Mayor, or some Justice of the Peace, all free colored persons who have come into the Town since the ninth day of August, eighteen hundred and nine,

Digitized by Google

and who shall be found illegally residing therein, and all free colored persons who may hereafter illegally remove to the town; and it shall thereupon be the duty of the Mayor or such Justice, to cause all such persons to be removed from the town. And if after notice shall have been given, and a reasonable time, to be judged of by the Mayor or such Justice, shall have been allowed for removal, they shall be found within the limits of the town, they shall be committed to the Work House as Vagrants, and confined to hard labour for a period not exceeding three months, and shall be so committed whenever afterwards found within the limits of the town. *Provided, however*, That any negro or mulatto, having authentic evidence of his or her title to freedom, who was a resident of the town of Alexandria on the first day of January, eighteen hundred and twenty-seven, and who now resides therein, who can produce authentic evidence of his or her title to freedom, and who shall produce to the Common Council, sufficient evidence of industry and good character, and of ability to maintain himself or herself, and who shall give bond, with good security, payable to the Common Council, in the penalty of Fifty Dollars, with condition for the good behaviour of such free negro or mulatto, and that he or she shall not become chargeable to the Common Council, may obtain a license from the Common Council to reside within the town; the granting of which license shall, however, be considered as entirely at the discretion of the Common Council, and such license shall be revocable at their pleasure, and shall be absolutely forfeited by conviction of any breach of good behaviour. A list of which licenses shall be preserved by the Auditor, who shall furnish each free negro or mulatto with a

1827.

After notice and a reasonable time allowed for removal, if found within the town to be committed to the Work House as Vagrants, and confined to hard labor.

Proviso.

Digitized by Google

1827. copy of the order authorizing his or her residence as aforesaid.

SEC. 5. *And be it further enacted*, That the third section of an act passed the twentieth of January, eighteeen hundred and twenty-one, entitled "An act reducing into one and amending the several acts respecting Slaves, free Negroes and Mulattoes, Vagrants, idle and disorderly Persons, Runaways, disturbers of Religious Worship, and the preservation of order on the Sabbath," be and the same is hereby repealed.

Repealing clause.

SEC. 6. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in Council this first day of March, eighteen hundred and twenty-seven.

JOHN C. VOWELL,
President of the Common Council.

Approved, March 3, 1827.

JOHN ROBERTS,
Mayor.

TEST, I. P. THOMPSON, C. C.

An act authorizing the issuing of Due Bills, in the name, and for the use of the Corporation of Alexandria.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That Due Bills not exceeding the amount of Ten Thousand Dollars, shall be issued under the superintendance of the President of the Common Council and the Auditor, payable by and for the use of the Corporation; that the said bills shall be of the denomination of One Dollar, and shall be signed by the President, and countersigned by the Auditor.

Due Bills to be issued under the Superintendence of the President of Council & Auditor.

SEC. 2. *And be it further enacted*, That the Auditor shall keep a Register of the Bills which shall be so issued, specifying their numbers, marks, and dates; for which services he shall be allowed at the rate of Five Dollars for every Thousand Dollars, to be paid out of the general

The Auditor to keep a register of them.

Digitized by Google

fund; and the said Bills shall be receivable in payment of taxes, and of all debts due to the Corporation. 1827.

To be received in payment of taxes, &c.

Sec. 3. *And be it further enacted*, That the funds to arise from the said Bills shall be applied by the President and Auditor to the reduction of the Public Debt, by the redemption of Stock heretofore issued by the Common Council, to the amount which shall be so issued, and to no other purpose.

To be applied to the redemption of the Corporation Stock.

Sec. 4. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Passed in Council this first day of March, eighteen hundred and twenty-seven.

JOHN C. VOWELL,
President of the Common Council.

Approved, March 3d, 1827.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, c. c.

AN ACT, authorizing an appropriation annually for the benefit of the several Fire Companies in Alexandria, and for other purposes.

Whereas it has been represented to Council, that the apparatus of the Fire Engine and Hose Companies in this city, which have been procured at a great expense of private contribution, are insufficient for the protection of the property of the citizens, and cannot be supported in effective and useful condition, without some municipal aid, and the interest, security and comfort of the citizens, as well as the protection of the Public Property, require that the same should be supported in such condition: Wherefore,

Preamble.

Be it enacted by the Common Council of Alexandria, That an annual appropriation of money, not exceeding One Hundred Dollars, to

Digitized by Google

1827. be paid out of the General Fund, be made and paid to such Fire Engine and Hose Companies as are now formed, or may hereafter be formed, for the purpose of keeping their respective Fire Engines, Hose and other apparatus, in effective and useful condition, in such proportions as shall be respectively assigned to them by the Mayor and President of Council, whose duty it shall be to apportion the said appropriation amongst them annually, as near as may be, according to the respective necessities of the said Companies, and certify the same to the Auditor, who is thereupon authorized to issue his warrants.

Annual appropriation for keeping the Engines, Hose, &c. in order.

To be apportioned among the Fire Companies by the Mayor and President of Council.

Sec. 2. *Be it further enacted*, That the sum of Six Hundred and Fifty Dollars, be and the same is hereby appropriated, to be paid out of any money in the Treasury, and charged to the general fund, for the purchase of a Hydraulion, to be placed under the entire care and management of a company recently formed, under the name and title of the Hydraulion Company of Alexandria.

Appropriation for the purchase of a Hydraulion.

Sec. 3. *Be it further enacted*, That a sum not exceeding Two Hundred Dollars, be and the same is hereby appropriated, to be paid out of any money in the Treasury, and charged to the general fund, for erecting a suitable building on some part of the Market Square, to contain the Hydraulions, Hose and apparatus, belonging to the Hydraulion Company of Alexandria; said building to be erected under the direction of the President of Council, and the President of the Hydraulion Company aforesaid, and to continue for the exclusive use of said company during the pleasure of Council.

Appropriation for erecting a building for the Hydraulion, Hose, &c.

Sec. 4. *Be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Digitized by Google

Passed in Council this first day of March, eighteen hundred and twenty-seven. 1827.

JOHN C. VOWELL,
President of the Common Council.

Approved, March 3, 1827.

JOHN ROBERTS,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, to amend an act entitled "An Act reducing into one and amending the several acts respecting Auctioneers.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That each and every Auctioneer hereafter to be licensed agreeably to the provisions in the act above mentioned, shall, in lieu of the sum of Five Hundred Dollars therein mentioned, pay the sum of One Hundred Dollars, and one fourth part of the amount of Commission authorized to be charged for selling, by the third section of the aforesaid act; also, one fourth part of the amount of commissions herein after authorized by this act to be charged, in equal quarterly payments, as provided for the payment of the license, in the first section of the act to which this is an amendment. Auctioneers' License.

SEC. 2. *Be it further enacted*, That on all sales of Bank Stock and other Stocks, and on all sales of Slaves, by any Auctioneer licensed agreeably to law, it shall be lawful to charge commission at the same rate and in the same manner as is fixed by the third section of the law to which this is an amendment, to be charged on sales of Real Estate and Vessels; and on all sales of Furniture and Household Goods, it shall be lawful to charge five per cent. on the first Two Hundred Dollars of the whole amount of sales, and two and a half per cent. on the balance; and on all sales of Cattle it shall be lawful to charge two and a half per cent. on the amount of sales. Commission on sales.

Digitized by Google

1827. SEC. 3. *Be it further enacted*, That each and every Auctioneer licensed agreeably to this act, and the act to which this is an amendment, shall make quarterly returns to the Mayor, upon oath or affirmation, of the amount of sales during said quarter, and the amount of legal commission thereon, in order that the Mayor may ascertain the sum such Auctioneer is bound to pay agreeably to the true intent and meaning of this act; and to the end that such accounts may be accurately kept and rendered, it is hereby made the duty of every Auctioneer to enter from day to day, as often as any sale shall be made, in a book to be kept for that purpose, the amount of the respective sales made by him; which book shall upon application, be submitted for examination to the Mayor, and for every refusal to comply with such request, he shall forfeit and pay for the use of the Common Council, Two Hundred and Fifty Dollars.

To make quarterly returns of the amount of sales & commission thereon.

To keep a sales book subject to the inspection of the Mayor.

Penalty for refusal.

SEC. 4. *Be it further enacted*, That in lieu of the Bond now required by the said act, the person applying for a license shall give Bond with good security, to be approved by the Mayor, in the penalty of Two Thousand Dollars, payable to the Common Council of Alexandria, with condition well and truly to pay to the said Common Council, the said sum of One Hundred Dollars, in equal quarterly payments, to be computed from the date of the license, and at the end of each quarter to render returns to the Mayor, on oath or affirmation, of all sales made during such quarter, and of the amount of commissions chargeable thereon, under this act and the act to which it is a supplement, and at the end of each quarter to pay one fourth part of such commission to the said Common Council or their authorized agent.

Bond.

SEC. 5. *Be it further enacted*, That so much

Digitized by Google

of any act heretofore passed, as is inconsistent with the provisions of this act, shall be and is hereby repealed; and that this act shall commence and be in force from and after the sixth day of the present month. 1825. Repealing clause.

Passed in Council this second day of March, eighteen hundred and twenty-seven.

JOHN C. VOWELL,
President of the Common Council.

Approved, March 3d, 1827.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, c. c.

AN ACT, to amend an "Act to provide more effectually for the Collection of the Public Revenue," passed the 11th day of May, 1825.

SEC. 1. *Be it enacted by the Common Council of Alexandria,* That the fiscal year of the Corporation shall commence on the first day of December, in every year, and terminate on the thirtieth day of November next ensuing; and that the annual accounts and reports of receipts, collections and expenditures, by the Treasurer, Auditor, Collectors, and all other officers, be made up and stated accordingly. The fiscal year to commence 1st Dec.

SEC. 2. *And be it further enacted,* That instead of the first day of November, in the act mentioned to which this is an amendment, that the Collectors be allowed until the thirtieth day of November, in each year, to pay into the Treasury all monies by them collected, and to make up and state such account as by that act is required; and further, that the stated meeting of the Common Council therein required to be held on the first Monday in November, be hereafter held on the first Monday in December, in each year. Collectors allowed until 30th November to make up their accounts. The meeting of Council to be held the first Monday in December.

SEC. 3. *And be it further enacted,* That all

Digitized by Google

1827. accounts, taxes, or demands whatsoever, due to the Common Council of Alexandria, shall, before they are placed in the hands of any Collector, be lodged with the Clerk of the Council, to take a list of the same; and that it shall be his duty to make out, and deliver to the several Collectors, in like manner as is required for the regular taxes and assessments, accounts or tickets of all nuisance bills, paving taxes, rents, and all other public dues, and take the Collectors' receipts for the same; and to furnish to the Committee annually appointed to examine the accounts, a statement of all such taxes, rents and dues, and the Collectors' receipts for the same, together with a complete list of all remissions, exemptions, and errors in assessment, that may have been allowed by the Common Council; and without further order from the Common Council, to place in the hands of their Attorney for collection, within one month from the time it may have accrued, fallen due or been forfeited, any account, bond, penalty or forfeiture, and which may by any law of the Corporation then in force, have been directed to be collected by the Attorney.

The Auditor to make out all tax lists, &c. and place them in the hands of the Collectors.

SEC. 4. *And be it further enacted*, That at any time after the tenth day of June, in each year, all taxes and dues to the Corporation may be collected by distress and sale of the goods and chattels of the person liable therefor, or which may be found in the possession of such person, and of which he or she may hold the beneficial use or enjoyment—any rent or ground rent that may be due from or claimed of such person, notwithstanding.

All taxes, &c. after the 10th June, may be collected by distress.

SEC. 5. *And be it further enacted*, That this act shall be in force from and after the passing thereof.

Digitized by Google

Passed in Council, this second day of March, 1827. eighteen hundred and twenty-seven.

JOHN C. VOWELL,
President of the Common Council.

Approved, March 3d, 1827.

JOHN ROBERTS,
Mayor.

TEST,

I. P. THOMPSON, C. C.

AN ACT respecting Apprentices, Slaves, and Free People of Color.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That if any person or persons within the limits of the Town of Alexandria, shall harbour or entertain any apprentice, without leave or license first had and obtained from the master or mistress of such apprentice, he, she or they, shall forfeit and pay the sum of Ten Dollars, for every such offence. Penalty for harboring an apprentice.

SEC. 2. *And be it further enacted*, That if any person shall harbour or entertain any Slave, without the consent of his or her master, mistress, hirer, or overseer, the person so offending shall forfeit and pay Ten Dollars. For harboring a slave.

SEC. 3. *And be it further enacted*, That if any person shall sell barter or exchange, to, or with any Apprentice, or Slave, any spirituous liquors, or mixtures thereof, without the leave or permission of the master or mistress of such Apprentice, owner, or hirer of said Slave, the person so offending shall forfeit and pay the sum of Ten Dollars for every such offence. For selling spirituous liquors to an apprentice or slave.

SEC. 4. *And be it further enacted*, That if any person or persons shall sell, barter, or deliver to any Free Colored Person whatever, any spirituous liquors, or mixtures thereof, on the Sabbath day, or Sunday, he, she or they, shall For selling spirituous liquors to free colored persons on the Sabbath.

Digitized by Google

1827. forfeit and pay the sum of Five Dollars, for every such offence.

If the penalty incurred under this act by any slave, free negro, apprentice &c. be not paid, the Magistrate may punish the parties by confinement, &c.

SEC. 5. *And be it further enacted*, That if any Slave, Free Negro, or Mulatto, Minor, or Apprentice, shall be convicted of the violation of this, or of any other penal law of the Corporation, and the penalty thereby incurred shall not be forthwith paid, by the owner of such Slave, by such Free Negro or Mulatto, or by the parent, guardian, or master of such Minor or Apprentice, it shall be lawful for the Magistrate before whom such conviction shall be had, to punish such Slave by whipping not exceeding forty stripes, or at the option of the owner, by confinement to labor not exceeding three months, for every offence; and to cause such Free Negro or Mulatto, to be confined to labor for any term not exceeding six months, for each offence; and to punish such Minor or Apprentice, by confinement to labor for a limited time, not exceeding three months for any one offence.

A copy of this act to be hung up in all such public houses, grocery & retail shops as the Mayor shall designate.

SEC. 6. *And be it further enacted*, That this act shall be printed, and stuck, pasted, or hung up, in some public or conspicuous place in all such houses of Public Entertainment, and in all such Grocery or Retail Shops as the Mayor shall designate; and shall continue to remain there in public view, under a penalty to the keeper of the house, of Ten Dollars for every omission.

Penalty how recovered.

SEC. 7. *And be it further enacted*, That all fines, forfeitures and penalties, incurred by this act, shall be, one half to the informer, and the other half to the Corporation, or may be prosecuted and recovered in the name of the Common Council, and wholly for its use.

SEC. 8. *And be it further enacted*, That this act shall commence and be in force from and after the first day of April next.

Digitized by Google

Passed in Council this second day of March, 1827.
eighteen hundred and twenty-seven.

JOHN C. VOWELL,
President of the Common Council.

Approved, March 3, 1827.

JOHN ROBERTS,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

Digitized by Google

AN ACT, amending the Acts respecting Auctioneers. 1827.

SEC. 1 *Be it enacted by the Common Council of Alexandria*, That it shall be lawful for any and every Auctioneer, licensed agreeably to the laws of this Corporation, to charge on cargo sales of wet goods and groceries, sold by them upon the wharf, on landing, and upon sales of wet goods and groceries, the property of insolvent persons, or belonging to the estate of deceased persons, the commissions hereinafter mentioned, viz:—on all such sales amounting to more than one thousand dollars, two and one half per cent on the first thousand; two per cent. on the next thousand; one and three-fourths per cent. on the next thousand; one and an half per cent. on the next three thousand; and one per cent. on the remainder over the sum of six thousand dollars; and that on all such sales under one thousand dollars, two and an half per cent.; and upon sales of dry goods, in the original packages, two per cent.; upon sales of dry goods by the piece, three per cent.; and on all other sales of dry goods, five per cent. agreeably to the laws now in force, excepting only the property belonging to the estate of deceased persons, and of insolvent debtors; on the sales of which it shall not be lawful to charge more than three per cent. and if the goods are sold in the original package, two per cent. only. Commission on sales.

SEC. 2. *Be it further enacted*, That each and every Auctioneer shall make quarterly returns to the Mayor, agreeably to the requisitions in the third section of an act respecting Auctioneers, passed in Council the second day of March, eighteen hundred and twenty-seven, and pay over at the end of each quarter, one-fourth part of the legal commission on all sales by them made within that time, to the Common Council or their authorised agent. To make quarterly returns.

Digitized by Google

1827. SEC. 3. *Be it further enacted*, That all such parts of any laws heretofore passed and now in force, as may interfere with the provisions of this act, be and the same are hereby repealed, and that this act take effect from the passing thereof.

Repealing clause.

Passed in Council this twenty-seventh day of April, eighteen hundred and twenty-seven.

JOHN C. VOWELL,
President of the Common Council.

Approved,

THOMSON F. MASON,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, for the establishment and support of a Dispensary.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That a sum not exceeding one hundred dollars, be and the same is hereby appropriated annually, for the purchase of drugs and medicines, for the supply of a Dispensary for the use of the Poor, to be from time to time, as may be necessary, expended for that purpose, under the direction of the Trustees of the Poor, and of the Physician of the Poor House.

Appropriation.

SEC. 2. *Be it further enacted*, That there shall be annually appointed by the Common Council, a Keeper of the Dispensary, who shall be allowed for his services a sum not exceeding sixty dollars per annum.

Salary of the Keeper.

SEC. 3. *Be it further enacted*, That the Keeper of the Dispensary shall deliver out such drugs and medicines, on the order of any of the Trustees of the Poor, the Physician of the Poor House, or of any other regular Physician practising in the town of Alexandria.

Medicines how delivered.

SEC. 4. *Be it further enacted*, That this act shall be in force from and after the passing thereof.

Digitized by Google

Passed in Council this twenty-seventh day of April, eighteen hundred and twenty-seven. 1827.

JOHN C. VOWELL,
President of the Common Council.

Approved,

THOMSON F. MASON,
Mayor.

TEST, I. P. THOMPSON, C. C.

AN ACT, authorizing a subscription by the Common Council of Alexandria, for Stock of certain Turnpike Companies therein mentioned.

SEC. 1. *Be it enacted by the Common Council of Alexandria*, That upon the opening of the Books for receiving subscriptions to a Turnpike Road under the authority of an act of the Legislature of Virginia, passed the 3d of February, 1826, "to revive and amend an act incorporating a Company to establish a Turnpike Road from Wiley's Tavern, in the County of Fairfax, to a point of intersection on the Little River Turnpike Road, or on the line of the District of Columbia," and under an act of Congress "To incorporate a Company for making a certain Turnpike Road in the County of Alexandria," passed the 13th of July, 1813, and the act to amend the same, passed the 20th of May, 1826, the President of the Common Council be, and he is hereby authorized to subscribe the sum of Thirty Thousand Dollars, for and in behalf of the Common Council of Alexandria, for the stock of the Companies by said acts proposed to be incorporated. The said sum of Thirty Thousand Dollars to be apportioned in subscriptions to said Roads, in such proportions as the President of the Common Council may deem proper.

Subscriptions to certain Turnpike Companies authorized.

SEC. 2. *And be it further enacted*, That this act shall commence and be in force from and after the passing thereof.

Digitized by Google

1827. Passed in Council this fifteenth day of May, eighteen hundred and twenty-seven.

PHINEAS JANNEY,
President pro. tem.

Approved.

THOMSON F. MASON,
Mayor.

TEST, I. P. THOMPSON, C. C.

Digitized by Google

INDEX.

BOARD OF HEALTH. Page.

The board may order superintendent to remove nuisances - - - - - - - - - - - - - - - - 5
Penalty on superintendent for refusal or neglect - - ib.
Additional compensation to superintendent - - - ib.
The board may order the removal of persons affected with contagious diseases - - - - - - - - 23
Penalty for refusing to comply with such order - - 24

COAL.

All coal not enclosed by brick walls to be fifty feet from any building - - - - - - - - - - - - 27
Coal now deposited within the corporation to be removed unless enclosed, &c. - - - - - - - - ib.

FISH.

Where fish shall be landed - - - - - - - - - 6
All fish to be cleaned at the corporation wharf during the fishing season - - - - - - - - - - 7

FLOUR.

County and town to be divided into two flour inspection districts - - - - - - - - - - - - - 12
To be called the Eastern and Western districts - - 13
Two inspectors to be appointed - - - - - - - ib.
The emoluments to be equally divided - - - - 14
Inspectors to make returns every three months - - ib.
To assist each other when necessary - - - - - ib.
Inspectors to give bonds and take an oath or affirmation - - - - - - - - - - - - - - - - ib.
To furnish themselves with blank certificates - - 15
Certificates to be filled up and delivered to the owner, agent or purchaser - - - - - - - - ib.
Inspectors to mark condemned barrels on the head and bilge - - - - - - - - - - - - - - - ib.
Penalty for attempting to ship or deliver such condemned barrel - - - - - - - - - - - - - - ib.

Digitized by Google

Inspectors to furnish themselves with branding irons 16
How barrels shall be branded - - - - - - - - ib.
No inspector to be engaged in the manufacture or purchase of flour - - - - - - - - - - - ib.
Penalty for obstructing the inspector in executing his duty - - - - - - - - - - - - - - ib.
Inspector to weigh one or more barrels of flour at each place he inspects when he deems it necessary ib.
What cask shall be deemed merchantable - - - 17
All barrels to contain the full weight of flour - - - ib.
Penalty for any deficiency - - - - - - - - - ib.
If the inspectors suspect casks to be falsely tared they shall cause the flour to be started and the casks weighed - - - - - - - - - - - - ib.
Penalty for false taring - - - - - - - - - - 18
Every barrel of flour or meal to be tried by boring the head and piercing the barrel through - - - ib.
The inspectors to brand on it the degree of fineness 18
When unmerchantable to be branded condemned - - ib.
To be branded with the date of the year and quarter when inspected - - - - - - - - - - - - ib.
Fee for inspection - - - - - - - - - - - 19
Any person may appeal from the decision of the inspectors - - - - - - - - - - - - - - ib.
The mayor upon application shall order a re-examination - - - - - - - - - - - - - - ib.
Reviewers appointed - - - - - - - - - - ib.
Compensation to reviewers - - - - - - - - ib.
Penalty on reviewers for refusing to act - - - - ib.
All flour brought to town for sale or exportation to be inspected in the open air - - - - - - - - 20
All flour falsely packed or mixed to be forfeited - - ib.
Penalty for offering such flour for sale or exportation - - - - - - - - - - - - - - - - ib.
Penalty for altering, erasing or imitating the inspector's brand - - - - - - - - - - - - ib.
For repacking unmerchantable flour into other casks for sale and exportation - - - - - - - - - ib.

Digitized by Google

No sour, oily, or condemned flour to be exported 21
Inspectors to re-examine any flour which they suspect to be sour, and laden or attempted to be laden on board any vessel - - - - - - - - - ib.
All purchasers of flour for exportation may have the same re-inspected - - - - - - - - - - - ib.
When flour shall be re-inspected - - - - - - - 22
Penalty for shipping without re-inspection - - - ib.
No gratuity to be offered any wagoner - - - - - ib.
Fines how recovered - - - - - - - - - - - ib.
Inspectors to keep a true account thereof and make returns to the mayor - - - - - - - - - - - ib.
How applied - - - - - - - - - - - - - - ib.

LANCASTERIAN SCHOOL.

The act entitled "an act respecting the Lancasterian School" repealed - - - - - - - - - - 9

MELONS.

Where boats must land them - - - - - - - - - 6

NUISANCES.

No unseaworthy vessel or hulk to be sunk in any of the docks - - - - - - - - - - - - - - - 10
Superintendent to give notice to the proprietors to remove the same - - - - - - - - - - - - ib.
If not removed by the proprietors superintendent to remove them - - - - - - - - - - - - ib.
No person to keep in the water or on the shore within reach of the tide any spars, logs, &c. - - ib.
If not removed after notice, superintendent to remove them - - - - - - - - - - - - - - 11
Superintendent to notify proprietors of hulks, spars, &c, to remove them beyond Pendleton and Green-streets - - - - - - - - - - - - - - - - ib.
On neglect or refusal superintendent to remove them ib.

STOCK—CORPORATION.

Commissioners appointed to issue six per cent. stock 3
How secured - - - - - - - - - - - - - - ib.
When redeemable - - - - - - - - - - - - ib.
How disposed of - - - - - - - - - - - - - 4
Auditor to have printed forms of certificates - - - ib.

Digitized by Google

Sinking Fund - - - - - - - - - - - - - - - 4
Commissioners appointed to issue five per cent. stock 24
Rent roll pledged for the interest - - - - - - - 25
Stock redeemable after the 1st January, 1835 - - ib.
To be sold at a price not less than par - - - - - ib.
The monies produced to be applied to the redemption of the six per cent. stock - - - - - - - - ib.

STRAW.

Penalty for cutting straw by candle or lamp light - - 8
No person to enter any house where hay or straw is deposited without a lantern - - - - - - - - - 9

STREETS.

Any square or part of a square, or side or part of a side may be ordered to be paved - - - - - - - 8
Proprietors of ground fronting on such square, &c. to pay for such pavement - - - - - - - - - ib.

SUPERINTENDENT OF POLICE.

The board of health may order the superintendent of police to remove nuisances - - - - - - - - 5
Penalty on superintendent for refusal or neglect - - ib.
Additional compensation to superintendent - - - ib.
Authorized to carry into effect the law with regard to the landing of melons - - - - - - - - - 6
To give notice to the proprietors of hulks, &c. sunk in the docks to remove the same and on their neglect or refusal to remove them - - - - - - 10
To execute the order of the board of health for the removal of infected persons - - - - - - - - 24
To remove all coal deposited within the corporation contrary to law - - - - - - - - 27

Digitized by Google

APPRENTICES. Pag
Penalty for harboring - - - - - - - - - - - - 4
AUCTIONEERS.
How licensed - - - - - - - - - - - - - - 4
Commission on Sales - - - - - - - - - - 41 4
To make quarterly returns - - - - - - - - 42 4
Sales Book subject to the inspection of the Mayor - 4
BOARD OF HEALTH.
Repealing act - - - - - - - - - - - - - - 3
CLERK OF COUNCIL.
Additional duties - - - - - - - - - - - 29 4
COLLECTORS.
All accounts to be placed in their hands by the 1st June 3
May distrain after 1st July - - - - - - - - - i
To make weekly payments - - - - - - - - - i
Every default in making returns to be reported - - 3
To settle their accounts on 1st November - - - i
Additional compensation - - - - - - - - - 3
On failure to settle their accounts, to be sued on their bonds - - - - - - - - - - - - - - - - i
Allowed until 30th Nov. to make up their accounts 4
May distrain after 10th June - - - - - - - - 4
DISPENSARY.
Appropriation for its support - - - - - - - - 4
Salary of the Keeper - - - - - - - - - - i
Medicines how delivered - - - - - - - - - i
DUE BILLS.
To be issued by the President of Council and Auditor 3
To be registered - - - - - - - - - - - - i
To be received in payment of taxes - - - - - - 3
To be applied to the redemption of the Corporation Stock - - - - - - - - - - - - - - - - i
FIRE COMPANIES.
Appropriations for their benefit - - - - - - - 4
FISH.
Repealing act - - - - - - - - - - - - - - 3
FREE NEGROES.
Constables to report such as have come into the town since 9th August, 1809 - - - - - - - - - 3

Digitized by Google

Page.
Proviso - - - - - - - - - - - - - - - - 37
Penalty for selling them spirituous liquors on the Sabbath - - - - - - - - - - - - - - - 45

LOTTERIES.

How licensed - - - - - - - - - - - - 33

PAUPERS.

Not entitled to residence to be removed by the Mayor 35

SLAVES.

Penalty for harboring - - - - - - - - - - - 45

TURNPIKE STOCK.

Subscriptions to certain Companies authorized - - 50

VAGRANTS.

All vagrants to be reported to the Mayor by the Constables - - - - - - - - - - - - - - 36
What persons shall be considered as vagrants - - ib.

Digitized by Google

Digitized by Google

Digitized by Google

Digitized by Google

Digitized by Google

06-11 MIN

Google

UNIVERSITY OF ILLINOIS-URBANA
3 0112 098429217